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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
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Tuesday, June 8, 2010 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos	Wednesday 1:30 PM
Budget and Finance Sub-Committee Supervisors Avalos, Mirkarimi, Elsbernd	Wednesday 11:00 AM
City and School District Select Committee Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu, Avalos, Elsbernd	2nd and 4th Monday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Chu, Maxwell	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Maxwell, Mar, Chiu	Monday 1:00 PM
Public Safety Committee Supervisors Chiu, Mirkarimi, Dufty	1st and 3rd Monday 10:00 AM
Rules Committee Supervisors Campos, Alioto-Pier, Mar	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:10 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of May 4, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from the Mayor on June 1, 2010, communicating the Mayor's notice to the Board of Supervisors, under Charter Section 4.132, of a transfer of function between departments within the executive branch. That such reorganization shall become effective 30 days after its issuance, unless disapproved by the Board of Supervisors.

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

100488 **[Recreation and Park Department - Coit Tower Non-Resident Fees]**
Sponsor: Mayor
Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.06, to establish non-San Francisco resident fees for the elevator at Coit Tower, and making environmental findings.

Ordinance No. 118-10

FINALLY PASSED

100456 [Agreement to Purchase Easements in Connection with the New Irvington Tunnel Project in Alameda County]

Resolution approving and authorizing an Agreement for Purchase and Sale of Real Estate to acquire for $57,500 a permanent well easement and a temporary construction easement in Alameda County for the public purpose of constructing the San Francisco Public Utilities Commission New Irvington Tunnel Project; adopting findings under the California Environmental Quality Act; adopting findings that the purchase is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

Resolution No. 268-10

ADOPTED

100516 [Lease Agreement with the California State Lands Commission]

Resolution approving and authorizing a 25 year lease with the California State Lands Commission for a portion of the San Francisco Bay in Alameda and San Mateo Counties, at no rent, for the public purpose of constructing the San Francisco Public Utilities Commission Water System Improvement Program-Funded Project CUW36801, Bay Division Pipeline Reliability Upgrade - Tunnel; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; adopting findings of consistency with City Planning Code Section 101.1; and authorizing the General Manager of SFPUC to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

Resolution No. 267-10

ADOPTED

Recommendations of the City Operations and Neighborhood Services Committee

100532 [Accept and Expend Grant - National Endowment for the Arts Learning in the Arts Program for the San Francisco Arts Commission's WritersCorps Program - $60,000]

Sponsor: Mayor

Resolution authorizing the San Francisco Arts Commission to retroactively accept and expend a grant in the amount of $60,000 from the National Endowment for the Arts Learning in the Arts Program for general operating support for WritersCorps.

Resolution No. 259-10

ADOPTED

100536 [Accept and Expend Grant - Public Health Emergency Response Phase IV - $849,417]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of $849,417 from the California Department of Public Health, to assist with a project entitled "Public Health Emergency Response Phase IV" for the period of March 1, 2010 through July 30, 2010.

Resolution No. 257-10

ADOPTED

Recommendations of the Land Use and Economic Development Committee

100298 [Freeway Maintenance Agreement for the Interchange at Highways 101 and 280]

Resolution approving a Freeway Maintenance Agreement with the State of California apportioning maintenance responsibilities for the interchange at Highways 101 and 280 and authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works Department)

Resolution No. 265-10

ADOPTED

100299 [Freeway Maintenance Agreement for the Bay Bridge Anchorage Security Measures]

Resolution approving a Freeway Maintenance Agreement with the State of California apportioning maintenance responsibilities for the San Francisco-Oakland Bay Bridge Beale Street anchorage security measures and authorizing the Director of Public Works to execute said Agreement on behalf of the City. (Public Works Department)

Resolution No. 266-10

ADOPTED

Recommendations of the Rules Committee

100517 [Settlement of Lawsuit - Susan Garduno - $47,500]

Ordinance authorizing settlement of the portion of the lawsuit filed by Susan Garduno against the City and County of San Francisco for $47,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

100518 [Settlement of Lawsuit - Linda Ho - $88,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Linda Ho against the City and County of San Francisco for $88,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

100519 [Settlement of Lawsuit - Victoria Sanchez - $66,500]
Ordinance authorizing settlement of the portion of the lawsuit filed by Victoria Sanchez against the City and County of San Francisco for $66,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

100520 [Settlement of Lawsuit - Sally Seid - $48,500]
Ordinance authorizing settlement of the portion of the lawsuit filed by Sally Seid against the City and County of San Francisco for $48,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

100521 [Settlement of Lawsuit - Mary Anne Short and Robert Short - $160,000]
Ordinance authorizing settlement of the portion of the lawsuit filed by Mary Anne Short/Robert Short against the City and County of San Francisco for $160,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

100559 [Settlement of Lawsuit - SN Sands Corp. dba S&S Trucking - $50,000]
Ordinance authorizing settlement of the lawsuit filed by SN Sands Corp. dba S&S Trucking against the City and County of San Francisco for $50,000; the lawsuit was filed on April 10, 2009, in San Francisco Superior Court, Case No. CGC-09-487156; entitled SN Sands Corporation dba S&S Trucking v. City and County of San Francisco; other material terms of said settlement are term of five-year contract to run from December 20, 2008, to December 19, 2013. (City Attorney)

PASSED, ON FIRST READING

100560 [Settlement of Lawsuit - James A. Shotwell - $167,500]
Ordinance authorizing settlement of the lawsuit filed by James A. Shotwell against the City and County of San Francisco for $167,500; the lawsuit was filed on September 26, 2008, in San Francisco Superior Court, Case No. CGC-08-480280; entitled James A. Shotwell v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

100561 [Settlement of Lawsuit - 609-611 Burnett Apartments, LLC - $128,700]
Ordinance authorizing settlement of the lawsuit filed by 609-611 Burnett Apartments, LLC, against the City and County of San Francisco for $128,700; the lawsuit was filed on December 9, 2008, in San Francisco Superior Court, Case No. CGC-08-482803; entitled Burnett Apartments, LLC, v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

100562 [Settlement of Lawsuit - Melanie Wood and Timothy Wood - $151,000]

Ordinance authorizing settlement of the lawsuit filed by Melanie Wood and Timothy Wood against the City and County of San Francisco for $151,000; the lawsuit was filed on June 4, 2007, in San Francisco Superior Court, Case No. CGC-07-463943; entitled Melanie Wood, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

100563 [Appointments, Mental Health Board - Lara Arguelles, Ellis Joseph and Mary Ann Jones]

Motion appointing Lara Arguelles, Ellis Joseph and Mary Ann Jones, terms ending January 31, 2013, to the Mental Health Board. (Clerk of the Board)
Lara Arguelles, seat 13, succeeding herself, term expired, must be a family member, for a three-year term ending January 31, 2013.
Ellis Joseph, seat 14, succeeding Thomas Purvis, term expired, must be a family member, for a three-year term ending January 31, 2013.
Mary Ann Jones, seat 15, succeeding herself, term expired, must be a health professional, for a three-year term ending January 31, 2013.

Motion No. M10-90

APPROVED

100565 [Appointments, Sunshine Ordinance Task Force - James Knoebber and Nicholas Goldman]

Motion appointing James Knoebber and Nicholas Goldman, terms ending April 27, 2012, to the Sunshine Ordinance Task Force. (Clerk of the Board)
James Knoebber, seat 6, succeeding himself, term expired, must be experienced in Consumer Advocacy, for a two-year term ending April 27, 2012.
Nicholas Goldman, seat 7, succeeding Doyle Johnson, term expired, must be experienced in Consumer Advocacy, for a two-year term ending April 27, 2012.

Motion No. M10-91

APPROVED

100566 [Appointments, Children and Families First Commission - Veronica Chavez and Betty Robinson-Harris]

Motion appointing Veronica Chavez and Betty Robinson-Harris, terms ending April 29, 2014, to the Children and Families First Commission, residency requirement waived. (Clerk of the Board)
Veronica Chavez, seat 5, succeeding Kara Dukakis, term expired, shall represent one or more of the following: children services, public health services; behavioral health services, social services and tobacco and other substance abuse prevention and treatment services; recipients of project services included in the county strategic plan; educators specializing in early childhood development; representatives of a local child care resource or referral agency, the Child Care Planning and Advisory Council or another local child care coordinating group; representatives of a local organization for prevention or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting and nurturing early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations or societies, for a four-year term ending April 29, 2014.
Betty Robinson-Harris (residency requirement waived), seat 8, succeeding herself, term expired, shall represent one or more of the following: children services, public health services; behavioral health services, social services and tobacco and other substance abuse prevention and treatment services; recipients of project services included in the county strategic plan; educators specializing in early childhood development; representatives of a local child care resource or referral agency, the Child Care Planning and Advisory Council or another local child care coordinating group; representatives of a local organization for prevention or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting and nurturing early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations or societies, for a four-year term ending April 29, 2014.

Motion No. M10-92

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

REGULAR AGENDA

UNFINISHED BUSINESS

From the Board

100663 [Adopting Findings Disapproving Conditional Use for Property Located at 725 Taraval Street]

Motion adopting findings disapproving the Planning Commission's approval of Conditional Use Authorization No. 2009.0531C which approved the installation of a wireless telecommunications facility consisting of eight new panel antennas located on the existing four-story mixed-use building's elevator penthouse structures, with related equipment cabinets located within the structure's subterranean garage, as part of T-Mobile's wireless telecommunications network within an NC-2 Zoning District and a 40-X Height and Bulk District, located at 725 Taraval Street (Lot Nos. 052-058 in Assessor's Block No. 2408). (Clerk of the Board)

Motion No. M10-93

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

From the Budget and Finance Sub-Committee Without Recommendation

100469 [Recreation and Park Department - Botanical Garden Non-Resident Fees]
Sponsor: Mayor

Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.46, to establish admission fees to the Botanical Garden for non-San Francisco residents, and making environmental findings.

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Ordinance be AMENDED, on Page 5, Line 12, by replacing 'its' with 'the'; on Page 5, Line 17, by adding 'incurred by the Department and the Botanical Garden Society' after 'costs'; on Page 5, Line 17, replacing 'the non-resident fee' with 'all fees'; on Page 5, Line 18, by adding '4. Revenue from the new non-resident fee, separated into (a) point of sale gate tickets and (b) actual attendance from packaged sales with other Park sites, and revenue from all other fees;'; on Page 5, Line 18, changing '4' to '5'; on Page 5, Line 18, changing '5' to '6'; on Page 5, Line 19, by deleting 'and' between 'Gifts and donations'; on Page 5, Line 19, by adding 'and services-in-kind' after 'donations'; and on Page 5, Line 19, by adding 'and the Botanical Garden Society' after 'Department.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Maxwell

Noes: 2 - Mar, Mirkarimi

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

100582 [Appropriating $811,734 of Fund Balance for the Code Enforcement Rehabilitation Fund in Department of Building Inspection and Mayor's Office of Housing in FY2009-2010]

Sponsor: Mayor

Ordinance appropriating $738,240 of Code Enforcement Rehabilitation Fund unappropriated fund balance and deappropriating $73,494 of prior year appropriations to support code enforcement activities in the Department of Building Inspection and the Mayor's Office of Housing in FY2009-2010.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100640 [Waiver of Temporary Street Space Occupancy Fee for the Mission Community Market]

Sponsor: Campos

Ordinance waiving the permit fee in Public Works Code Section 724.1(b) for temporary street space occupancy on certain blocks of 22nd Street on Saturday, June 19, 2010, as part of a fundraiser to launch the Mission Community Market.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100644 [Contract Amendment - Serco, Inc., for Parking Meter Collection and Management Services - Not to Exceed $77,300,000]

Sponsor: Chiu

Resolution approving the ninth amendment to an agreement with Serco, Inc., for parking meter collection and management services, to extend the term by two years and increase the contract amount by $16,800,000 for a total contract amount not to exceed $77,300,000.
(Fiscal Impact.)

Privilege of the floor was granted to Lorraine Fuqua (MTA) and Harvey Rose (Budget Analyst) who responded to questions raised throughout the discussion regarding File No. 100644.

Resolution No. 260-10

ADOPTED by the following vote:

Ayes: 7 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Maxwell
Noes: 4 - Campos, Daly, Mar, Mirkarimi

100646 [Issuance and Sale of Tax-Exempt Bonds - Children's Day School, Inc. - Not to Exceed $10,000,000]
Sponsor: Dufty
Resolution approving the issuance and sale of tax-exempt bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $10,000,000 to finance various capital facilities owned or leased by Children's Day School.

Resolution No. 256-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendation of the City Operations and Neighborhood Services Committee

100104 [Retailers Duty to Disclose Specific Absorption Rate Values for Cell Phones]
Sponsors: Mayor; Maxwell
Ordinance amending the San Francisco Environment Code by adding Chapter 11, Sections 1100 through 1105, to require retailers to disclose specific absorption rate values for cell phones, and making environmental findings.
(Supervisor Elsbernd dissented in Committee)

Privilege of the floor was granted to Starr Terrell (Office of the Mayor) and Mark Westlund (Department of Environment) who responded to questions raised throughout the discussion regarding File No. 100104.

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED ON FIRST READING to June 15, 2010. The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Campos, Chiu, Chu, Daly, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Avalos, Dufty

Recommendations of the Land Use and Economic Development Committee

090906 [Planning - Uses Permitted in R Districts - Double Density for Senior Housing]
Sponsor: Chiu
Ordinance amending the Planning Code by adding Section 102.6.1 to create a definition related to housing for seniors; amending Planning Code Section 209.1(m) related to the Uses Permitted in R Districts - Dwelling Zoning Control Table to update the requirements for obtaining double density for providing senior housing and, adding Section 209.1(o) to require, in certain circumstances, a conditional use authorization; making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100364 [Major Encroachment for San Francisco State University to Place Utilities Under Font Boulevard]

Sponsor: Elsbernd

Resolution granting a revocable major encroachment permit to San Francisco State University to occupy a portion of the public right-of-way to install and maintain private underground utilities crossing Font Boulevard to serve properties within Assessor Block No. 7304; making findings, including environmental findings and findings of consistency with the General Plan and the Eight Priority Policies of Planning Code Section 101.1. (Public Works Department)

Supervisor Elsbernd requested to be added as sponsor.

Resolution No. 264-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendation of the Public Safety Committee

100529 [Creation of Neighborhood Community Justice Task Force]

Sponsors: Chiu; Maxwell, Alioto-Pier, Mar, Daly and Campos

Ordinance amending the San Francisco Administrative Code by adding Sections 5.70 through 5.75, to create a Neighborhood Community Justice Task Force to make recommendations to the Board of Supervisors regarding the creation of restorative and community justice programs; provide for the Task Force's membership, organization, and duties; and set a sunset date for the Task Force.

Supervisors Mar, Daly, and Campos requested to be added as co-sponsors.

Supervisor Chiu, seconded by Supervisor Alioto-Pier, moved that this Ordinance be AMENDED, on Page 5, Lines 19-21, by adding 'No later than three months after the date that all seven voting members of the Task Force have been appointed, the Task Force shall submit a progress report on its work to the Board of Supervisors' after '(d)'. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

From the Public Safety Committee Without Recommendation

100233 [Prohibition on Sitting or Lying on Public Sidewalks]
Sponsors: Mayor; Alioto-Pier
Ordinance amending San Francisco Police Code by adding Section 168 to prohibit sitting or lying down upon a public sidewalk during specified hours, and with exceptions for the disabled and others.
(Supervisor Dufty dissented in Committee)

PASSED ON FIRST READING. The motion FAILED by the following vote:

Ayes: 3 - Alioto-Pier, Chu, Elsbernd
Noes: 8 - Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi

Recommendation of the Rules Committee

100437 [Standards of Care for City Shelters and Powers and Duties of the Shelter Monitoring Committee]
Sponsors: Mar; Campos, Alioto-Pier, Avalos and Mirkarimi
Ordinance amending the San Francisco Administrative Code by amending Chapter 20, Sections 20.304, 20.401, 20.403, 20.404, and 20.405, to: 1) amend City requirements in the delivery of shelter services to, among other things, expand reservation capability at shelters; 2) provide additional training to shelter staff; and ensure case management services for shelter clients in need; and 3) require the Shelter Monitoring Committee to track refusals of shelter beds and authorize the Committee to initiate investigations into alleged violations of contractual obligations imposed by Chapter 20.

Supervisors Avalos and Mirkarimi requested to be added as co-sponsors.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Mar, seconded by Supervisor Chiu, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Mar introduced, welcomed, and presented a Certificate of Honor to Qin Wang, a rose gardener from Golden Gate Park in recognition of his accomplishments.

Supervisor Chiu introduced, welcomed, and presented Certificates of Honor to the leadership of both the North Beach Merchants Association and the Chinatown Community Center in recognition of their accomplishments and continued community support.

SPECIAL ORDER 4:00 P.M.

100252 [Public Hearing - Appeal of Determination of Exemption from Environmental Review for 100 - 32nd Avenue]

Hearing of persons interested in or objecting to the decision of the Planning Department dated May 19, 2009, Case No. 2007.0129E, that a project located at 100 - 32nd Avenue is exempt from environmental review under Categorical Exemption, Class 1 (State CEQA Guidelines Section 15301(e)(1)). The proposal would add a three-story side horizontal addition and would enlarge the existing partial fourth floor at the existing four-story, single-family residence located in an RH-1(D) (Residential, House, Single-Family, Detached) District and a 40-X Height and Bulk District, in Assessor's Block No. 1312, Lot No. 008. (District 2) (Appellant: Stephen M. Williams on behalf of Sanford Garfinkel, other neighbors, and the Lincoln Park Neighborhood Association) (Clerk of the Board)

(Filed March 1, 2010; Companion Measure to File Nos. 100253, 100254, 100255.)

The President inquired as to whether any member of the public wished to address the Board relating to the proposed continuance to July 13, 2010. There were no speakers. The President continued the public hearing open to July 13, 2010.

Supervisor Alioto-Pier, seconded by Supervisor Mirkarimi, moved that this Hearing be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100253 [Affirming the Exemption Determination for 100 - 32nd Avenue]

Motion affirming the determination by the Planning Department that the project located at 100 - 32nd Avenue is exempt from environmental review. (Clerk of the Board)

Supervisor Alioto-Pier, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100254 [Reversing the Exemption Determination Issued for 100 - 32nd Avenue]

Motion reversing the determination by the Planning Department that the project located at 100 - 32nd Avenue is exempt from environmental review. (Clerk of the Board)

Supervisor Alioto-Pier, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100255 [Preparation of Findings Related to the Exemption Determination for the 100 - 32nd Avenue]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the exemption determination by the Planning Department that the project located at 100 - 32nd Avenue is exempt from environmental review. (Clerk of the Board)

Supervisor Alioto-Pier, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMITTEE REPORTS

Recommendations of the Rules Committee

100525 [Reappointment, Police Commission - Joseph E. Marshall]

Motion confirming the Mayor's nomination of, and reappointing, Joseph E. Marshall to the San Francisco Police Commission for the unexpired portion of a four-year term ending April 30, 2014. (Mayor)

(Section 4.109 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - April 28, 2010.)

Motion No. M10-94

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100681 [Appointment, Juvenile Probation Commission - Joseph Arellano]

Motion rejecting the Mayor's appointment of Joseph Arellano to the Juvenile Probation Commission, for the term ending January 15, 2014.

(Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed. Transmittal date - May 24, 2010.)

APPROVED. The motion FAILED by the following vote:

Ayes: 6 - Avalos, Campos, Chiu, Daly, Mar, Mirkarimi

Noes: 5 - Alioto-Pier, Chu, Dufty, Elsbernd, Maxwell

Recommendation of the Land Use and Economic Development Committee

100648 [Accept and Expend Grant - Caltrans Community Design Process for Cesar Chavez Street - $250,000]

Sponsors: Mayor; Maxwell, Campos and Dufty

Resolution authorizing the San Francisco Planning Department to retroactively accept and expend a grant in the amount of $250,000 from Caltrans for the period February 16, 2010, through February 28, 2012, in order to conduct a community design process for Cesar Chavez Street.

Resolution No. 258-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Elsbernd was noted absent at 4:24 p.m. and was noted present at 4:29 p.m.
Supervisor Daly was noted absent at 4:25 p.m. and was noted present at 4:44 p.m.
Supervisor Maxwell was noted absent at 4:26 p.m. and was noted present at 5:10 p.m.
Supervisor Alioto-Pier was noted absent at 4:33 p.m. and was noted present at 5:37 p.m.
Supervisor Dufty was noted absent at 4:38 p.m. and was noted present at 4:43 p.m.
Supervisor Avalos was noted absent at 4:38 p.m. and was noted present at 4:42 p.m.

PUBLIC COMMENT

Abdallah Megaheed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Kate Bernier; expressed concerns relating to cell phone interference.
Walter Paulson; shared in song certain concerns with the Board.
Peter Warfield; expressed concerns relating to the SF Public Library.
Janet Kobren; expressed concerns relating to Palenstine movement.
Stephen Spector; expressed concerns relating to Palenstine movement.
George Bisharat; expressed concerns relating to Palenstine movement.
Loubna Gutami; expressed concerns relating to Palenstine movement.
Alan Benjamin; expressed concerns relating to Palenstine movement.
Eyad Kishawi; expressed concerns relating to Palenstine movement.
Barbara Lubin; expressed concerns relating to Palenstine movement.
Cathy Graham; expressed various concerns.
Jobe Cowen; expressed support for Glass-Steagall proposed initiative.
Joseph Elkins; expressed support for Glass-Steagall proposed initiative.
Emiliano Huet-Vaughn; expressed concerns relating to Palenstine movement.
Laura; expressed concerns relating to Palenstine movement.
Lubna Morrar; expressed concerns relating to Palenstine movement.
Sam Ayeshi Je Neen Naser; expressed concerns relating to Palenstine movement.
Rachel West; expressed concerns relating to Palenstine movement.
Sam and Jane; expressed concerns relating to Palenstine movement.
Bruce Ballard; expressed concerns relating to Palenstine movement.
Leslie Angeline; expressed concerns relating to Palenstine movement.
Jack Fertig; expressed concerns relating to Palenstine movement.
Richard McRee; expressed concerns relating to Gulf oil spill.
Victoria; expressed concerns relating to Palenstine movement.
Lily; expressed concerns relating to Palenstine movement.
Gus Shamiel; expressed concerns relating to Palenstine movement.
Sami Kitmitto; expressed concerns relating to Palenstine movement.
Abdel Basset Hubaishi; expressed concerns relating to Palenstine movement.
Jason; expressed concerns relating to Palenstine movement.
Jessica Truewich; expressed concerns relating to Palenstine movement.
Linnette; expressed concerns relating to Palenstine movement.
Lela Bulber; expressed concerns relating to Palenstine movement.
Mooktar; expressed concerns relating to Palenstine movement.
Neha Mashi; expressed concerns relating to Palenstine movement.
Lydia; expressed concerns relating to International matters.
Shoaib; expressed concerns relating to Palenstine movement.
Jimmy; expressed concerns relating to Palenstine movement.
Dina Omar; expressed concerns relating to Palenstine movement.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

100666 [Accept and Expend Grant - State Food and Agricultural Projects - $11,188.77]
Sponsor: Maxwell
Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of $11,188.77 from the California Department of Food and Agriculture for the period of July 1, 2010, through June 30, 2011.

Resolution No. 263-10

ADOPTED

100667 [Proclaiming Elizabeth Rojas-Colville Day - June 24, 2010]
Sponsor: Daly
Resolution proclaiming June 24, 2010, as Elizabeth Rojas-Colville Day in the City and County of San Francisco.

Resolution No. 261-10

ADOPTED

100668 [Enterprise Zone Targeted Employment Area]
Sponsor: Chiu
Resolution approving the boundaries of the City and County of San Francisco Enterprise Zone Targeted Employment Area.

Resolution No. 262-10

ADOPTED

100682 [Committee of the Whole - Elimination and/or Reduction of Health Care Services (Beilenson Hearing) - June 15, 2010, at 3:00 p.m.]
Sponsor: Avalos
Motion scheduling the Board to sit as a Committee of the Whole to consider the elimination and/or reduction of health care services (Beilenson Act), to be held on June 15, 2010, at 3:00 p.m.

Motion No. M10-95

APPROVED

100698 [Final Map 4025 - 301 King Street]
Motion approving Final Map 4025, a four lot airspace subdivision with one lot being approved for a maximum of 313 residential condominium units, being a merger and re-subdivision of Lot Nos. 7 and 10 of Assessors Block No. 8705, located at 301 King Street, and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M10-96

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Mar requested that File No. 100650 be severed so that it may be considered separately.

100650 [Urging to Opt-Out of "Secure Communities"]
Sponsors: Mar; Campos, Avalos, Maxwell, Daly, Mirkarimi, Chiu and Dufty
Resolution urging the San Francisco Sheriff's Department, the Juvenile Probation Department and the San Francisco Police Department to opt-out of participating in the Police Immigration and Customs Enforcement collaboration program known as "Secure Communities."

Resolution No. 269-10

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi
Noes: 2 - Chu, Elsbernd

Supervisor Elsbernd requested that File No. 100652 be severed so that it may be considered separately.

100652 [Opposing Assembly Bill 2650 - Regarding Unnecessary Regulations and Intrusion into the City and County's Authority]
Sponsor: Daly
Resolution opposing Assembly Bill 2650, opposing unnecessary State intrusions on the City and County's land use and regulatory authority, and urging San Francisco's State Representatives to oppose this bill and any similar legislation to unnecessarily regulate the location of medical cannabis facilities in contravention of existing or future local ordinances.

Resolution No. 270-10

ADOPTED by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi
Noes: 3 - Alioto-Pier, Chu, Elsbernd

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or Mayor

Ordinances

100700 [Interim Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]
Sponsor: Mayor
Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100701 [Proposed Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]
Sponsor: Mayor
Proposed Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100702 [Interim Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]
Sponsor: Mayor
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100703 [Planning Code Amendments to Update Fees for Cost Recovery]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5, by amending Sections 350, 351, 352, 353, 354, 355, and 358, to increase fees 2.61%, and an additional 2.04% for all fees except those associated with small projects for cost recovery; add a new fee for Conditional Use Applications for Wireless Telecommunication Services Facilities; increase the Discretionary Review filing fee; and make other adjustments for cost recovery.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100704 [Emergency Medical Technician Certificate Fee Increase]
Sponsor: Mayor
Ordinance amending the San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.8 to increase fees for Emergency Medical Technician certificates, and making environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100705 [Mayor's Office of Housing Administrative Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 8, by adding Section 8.43 and Chapter 10, Article XIII, by amending Section 10.100-117 to establish fees for applications to and subordination requests from the Mayor's Office of Housing, and to provide for the use of the proceeds of those fees.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100706 [Subdivision Code – Condominium Conversion Impact Fee]
Sponsor: Mayor
Ordinance amending the Subdivision Code, Division 1, Article 9, by adding Section 1396.4 to adopt a condominium conversion impact fee applicable to buildings qualifying for but not being selected in the 2010 condominium conversion lottery only, subject to specified requirements; adopting environmental findings.
(Economic Impact.)

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100707 [Refuse Collection Service Liens and Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Heath Code, Article 6, by amending Sections 291.7, 291.13, 291.14, and 293.3, to allow the Department of Public Health to recover its full costs of processing residential and commercial liens for refuse collection services, provide a process for the Controller to adjust fees annually based on program costs, eliminate the monetary cap on the continuing appropriation account, clarify lien hearing procedures, and add an employee class to enforce Sections 293 through 293.2.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100708 [Golden Gate Park Concourse Underground Parking Facility Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.35 to increase the fees at the Golden Gate Park Concourse Underground Parking Facility, and making environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100709 [Police Department Permit Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Police Code, Article 1, by amending Section 2.1 to include a definition of "service fee" and amending Sections 2.26 and 2.27 to increase or establish certain Police Department permit filing, service and license fees and to delete duplicative or obsolete language, and making environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100710 [Increasing Street Artist Certificate Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Police code, Article 24, by amending Section 2404.1 to increase the fee for a Street Artist Certificate and making environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100711 [Establishing a Fee to Regulate Revenue Control Equipment at Parking Stations]
Sponsor: Mayor
Ordinance amending the Business and Tax Regulation Code, Article 22, by adding Sections 2219, 2219.5, 2219.6, 2219.7, 2219.8, 2219.9, 2219.10 and 2219.11, to impose a fee on all parking stations that are subject to the requirements in Article 22 to recover administrative and enforcement costs.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100712 [Increasing Animal Care and Control Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 1, by amending Sections 41.9, 41.10, 41.15, 41.16, 41.17, and 41.22, to increase fees and set new fees for the Department of Animal Care and Control and to update language to reflect current practices; amending Section 41.25 to authorize administrative citations for violation of specified Health Code sections; amending Section 41.26 to update language regarding fee changes in subsequent fiscal years; and making environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100713 [Fire Department Services Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, Section 112, by amending Sections 112.8, 112.15, and Table 112-B to increase fees for certain Fire Department services, and making environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100714 [Fire Department Emergency Medical Services Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128.1 to increase fees for Fire Department emergency medical services and to update the language regarding fee changes in subsequent fiscal years, and making environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100715 [Fire Department Cost Recovery for Vehicle Incidents]
Sponsor: Mayor
Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, by adding Section 112.22 to authorize the Fire Department to recover costs incurred removing vehicle contents from City streets and highways after vehicle incidents.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100717 [Registration Fees for Inspecting and Testing Commercial Weighing and Measuring Devices]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-5 to update registration fees for inspecting and testing commercial devices as authorized by California Business and Professions Code Sec. 12210.5 and set by the California Department of Food and Agriculture, and deleting obsolete language.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100718 [Structural Pest Control Registration and Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-1 to establish reasonable registration fees for structural pest control businesses as authorized by the California Food and Agricultural Code Sections 15204 and 15204.5 and set by the California Department of Food and Agriculture, and deleting obsolete language.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100719 [Patient Rates]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2010.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100720 [Food Permit Requirements and Fees for Caterers]
Sponsor: Mayor
Ordinance amending San Francisco Health Code, Article 8, by amending Section 451, and amending San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.1, and adding Section 249.22 to update definitions and add fees and permitting requirements for caterers, and provide a mechanism for the Controller's Office annually to adjust fees to track program costs.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100721 [Above-ground Storage Tank Fees]
Sponsor: Mayor
Ordinance amending San Francisco Health Code, Article 21, by amending Sections 1102 and 1176, by adding above-ground storage tank definitions and fees.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100722 [San Francisco Enterprise Zone Tax Credit Forms and Fee]
Sponsor: Mayor
Ordinance amending Administrative Code, Chapter 2A, Article XIX, by amending Section 2A.270 to authorize the Economic and Workforce Development Department to process forms and supporting documentation to establish eligibility for San Francisco Enterprise Zone tax credits, authorizing fee, and making environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100723 [Building Code – Unsafe Building, Printing, and Reproduction Fees]
Sponsor: Mayor
Ordinance amending the Building Code, Chapter 1A, to amend Section 102A.3 to assess a monthly monitoring fee for specified unsafe buildings; Table 1A-D concerning inspector fees; Table 1A-K concerning violation monitoring fees; and Table 1A-L concerning printing and document reproduction fees; and adopting environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100724 [Update to Environmental Review Fees to Increase Fees for Cost Recovery, Establish a New Fee for Mitigation and Conditions of Approval Monitoring, and Make Other Clarifying Changes]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 31, Articles IV and V, by amending Sections 31.22, 31.23, and 31.24, to increase all fees 2.61% which is the cost of living adjustment, and an additional 2.04% for cost recovery, further increase Categorical Exemption Class 32, Negative Declaration and Environmental Impact Report addendum fees for cost recovery, change the timing of Environmental Impact Report payments, add a new fee for mitigation and condition of approval monitoring, and for the Municipal Transportation Agency and Public Utilities Commission for Categorical Exemption Certificates, clarify phase collection payments and refund policy, and establish a processing fee for phased payments.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100725 [Establishing Automated Point-of-Sale Systems Registration, Inspection and Reinspection Requirements and Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by adding Chapter 115, Sections 115 through 115.8, to establish registration, inspection and reinspection requirements and fees for automated point-of-sale (scanner) systems to ensure compliance with California Business and Professions Code Sections 120242, 12024.6, and 12103.5, and making environmental findings.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100739 [Mental Health Services for the Indigent and Uninsured]
Sponsor: Mayor
Ordinance amending San Francisco Administrative Code, Chapter 15, Section 15.23 to maintain a single standard of care for the indigent and uninsured population who suffer from serious mental illness.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100741 [Accept and Expend Grant - Human Service Agency's Temporary Assistance to Needy Families Emergency Contingency Fund - Not to Exceed $153,741,681]
Sponsor: Mayor

Ordinance amending the FY2010-2011 Annual Salary Ordinance to reflect the addition of temporary salaries of $22,698,000 and authorizing the Human Services Agency to retroactively accept and expend a grant not to exceed the amount of $52,038,115 from the United States Department of Health and Human Services, as part of the American Recovery and Reinvestment Act of 2009, to support the Mayor's Jobs NOW Program, and authorizing the Human Services Agency to accept and expend an additional grant not to exceed $101,793,566 pending final approval by the U.S. Congress to extend federal funding beyond September 30, 2010, for a total amount not to exceed $153,741,681.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100743 [Refunding Certificates of Participation - Not to Exceed $155,000,000]
Sponsor: Mayor

Ordinance authorizing the execution and delivery of Refunding Certificates of Participation in an aggregate principal amount not to exceed $155,000,000 to refinance certain certificates of participation that financed various capital improvement projects; approving the form of a Trust Agreement between the City and County of San Francisco and the trustee (including certain indemnities contained therein); authorizing the selection of a trustee (Trustee); approving the form of a Property Lease between the City and the Trustee named therein relating to certain property generally known as the San Bruno Complex and certain other City-owned property; approving the form of a Project Lease between the City and the Trustee (including certain indemnities contained therein); approving the form of an Escrow Agreement between the City and an Escrow Agent named therein (including certain indemnities contained therein); approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Refunding Certificates of Participation, if sold by competitive sale; authorizing certain actions relating to the Refunding Certificates of Participation, if sold by negotiated sale and approving the form of a Purchase Contract between the City and an Underwriter named therein; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Refunding Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100747 [Proposed Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]
Sponsor: Mayor

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100757 [Public Works Code - Minor Encroachment Fee Waiver for Affordable Housing Projects]

Sponsor: Daly

Ordinance amending Public Works Code, Article 15, Section 723.2 to provide for a waiver of the annual public right-of-way occupancy fee for minor sidewalk encroachment permits necessary for the development of 100% affordable housing projects and adopting environmental findings.

06/08/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/8/2010.

100758 [Public Works Code - Banners in the North of Market/Tenderloin Community Benefit District]

Sponsor: Daly

Ordinance amending Public Works Code, Article 5.7, Section 184.78 to allow the posting of banners in the North of Market/Tenderloin Community Benefit District as defined herein and adopting environmental findings.

06/08/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/8/2010.
6/18/10 - The President of the Board of Supervisors waived the 30-day rule.

100761 [Restrictions on Pesticide Use]

Sponsor: Mayor

Ordinance amending the San Francisco Environment Code, Chapter 3, by amending Sections 300, 301, 302, 303, 304, 305, 306, and 308, and repealing Section 307, all to strengthen restrictions on the use of pesticides on City property, and making environmental findings.

06/08/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 7/8/2010.

100621 [Memorandum of Understanding, Amendment No. 4 – Municipal Executives' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

05/14/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

05/19/10; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

05/20/10; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

05/27/10; SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

Resolutions

100716 [County Agricultural Commissioner's Schedule of Fees for Weighing and Measuring Devices]
Sponsor: Mayor
Resolution approving a schedule of fees to be charged by the County Agriculture Commissioner for testing of weighing and measuring devices initiated by written request and for reinspecting, retesting and recertifying weighing and measuring devices found to be outside the tolerances of specifications set by the California Department of Food and Agriculture upon an initial inspection prescribed by California Business and Professions Code Section 12210(a).
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100726 [Redevelopment Agency Interim Budget FY2010-2011]
Sponsor: Mayor
Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for FY2010-2011.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100727 [Redevelopment Agency Budget and Bonds FY2010-2011 - Not to Exceed $64,000,000]
Sponsor: Mayor
Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for FY2010-2011 and approving the Issuance by the Redevelopment Agency of Bonds in an aggregate principal amount of not to exceed $64,000,000 to finance a portion of redevelopment activities described in such approved Budget for FY2010-2011.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100728 [Treasure Island Development Authority Interim Budget FY2010-2011]
Sponsor: Mayor
Resolution approving the Interim Budget of the Treasure Island Development Authority for FY2010-2011.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100729 [Treasure Island Development Authority Budget FY2010-2011]
Sponsor: Mayor
Resolution approving the Budget of the Treasure Island Development Authority for FY2010-2011.
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100730 [Proposition J Contract/Certification of Specified Contracted-Out Services for City Museums]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for security services for the Asian Art Museum and the Fine Arts Museum.
(Supervisor Elsbernd dissented in Committee.)
06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100731 [Proposition J Contract/Certification of Controlled Substance Forensic Testing Services for Police Department]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for controlled substance forensic testing services.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100732 [Proposition J Contract/Certification of Specified Contracted-Out Services Under City Administrator]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for citywide janitorial services under the City Administrator.
(Supervisor Elsbernd dissented in Committee.)

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100733 [Proposition J Contract/Certification of Specified Contracted-Out Services for Department of Juvenile Probation]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for food service in Juvenile Hall for the Department of Juvenile Probation.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100734 [Approval of a Loan from the Low Income Investment Fund to Refinance Existing Section 108 United States Department of Housing and Urban Development Loans - Not to Exceed $1,925,000]

Sponsor: Mayor

Resolution approving a loan in the amount not to exceed $1,925,000 to the City and County of San Francisco from the Low Income Investment Fund to refinance existing Section 108 United States Department of Housing and Urban Development loans.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100735 [Public Education Enrichment Fund - San Francisco Unified School District FY2010-2011]

Sponsor: Mayor

Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2010-2011.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100736 [Public Education Enrichment Fund - Children and Families Commission FY2010-2011]

Sponsor: Mayor

Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2010-2011.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100737 [Proposition J Contract/Certification of Body Removal Services Under City Administrator]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for body removal services under the City Administrator.

(Supervisor Elsbernd dissented in Committee.)

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100738 [Proposition J Contract/Certification of Specified Contracted-Out Services for San Francisco County Jail]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for health services at San Francisco Jail.

(Supervisor Elsbernd dissented in Committee.)

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100740 [Adjusting the Access Line Tax with the Consumer Price Index of 2010]

Sponsor: Mayor

Resolution concurring with the Controller's establishment of the Consumer Price Index for 2010, and adjusting the Access Line Tax by the same rate.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100742 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff).

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100744 [Lease Financing Refunding of Combined Emergency Communication System Bonds and Citywide Emergency Radio System Bonds]

Sponsor: Mayor

Resolution approving the issuance and sale of lease revenue refunding bonds to refinance the Combined Emergency Communication System and Citywide Emergency Radio System of the City and County of San Francisco (City); approving the form of a Facilities Lease by and between the City and County of San Francisco Finance Corporation (Corporation) and the City relating to certain real property described herein; approving the form of a Master Lease by and between the Corporation and the City; approving the form of a Master Trust Agreement by and between the Corporation and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee (Trustee); approving the form of an Assignment Agreement by and between the Corporation and the Trustee; approving the form of Escrow Agreements by and between the Corporation and an escrow agent; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the lease revenue refunding bonds; directing the publication of the Notice of Intention to Sell the lease revenue refunding bonds; approving the form of a Purchase Contract and authorizing the appointment of one or more underwriters for the lease revenue refunding bonds; approving the form of an Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; authorizing the payment of cost of issuance; authorizing the reimbursement of certain expenditures; granting general authority to City officials to take certain actions in connection with the lease revenue refunding bonds; approving modifications to documents; and ratifying previous actions taken in connection therewith.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100746 [Proposition J Contract/Certification of Specified Contracted-Out Services for Department of Public Health]

Sponsor: Mayor

Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for security services at Department of Public Health hospitals and clinics.

06/01/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100751 [Implementation of Assembly Bill 1421 - Assisted Outpatient Treatment, "Laura's Law"]

Sponsor: Alioto-Pier

Resolution authorizing the implementation of assisted outpatient treatment in the City and County of San Francisco, requesting the Controller conduct an analysis of mental health funding levels, and establishing a "Laura's Law Task Force" to oversee implementation of the measure.

06/08/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100752 [Approval of Contract with Siemens Medical Solutions USA, Inc. - $33,820,487]

Sponsor: Chiu

Resolution authorizing the San Francisco Department of Public Health, to enter into a contract with Siemens Medical Solutions USA, Inc., for the continued licensing and maintenance of proprietary Siemens Applications for the initial term of July 1, 2010, through June 30, 2017, with one option to extend the initial term for an additional twenty four months ending June 30, 2019.

06/08/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100753 [Lease for Property Located at 150 Otis Street]
Sponsor: Chiu
Resolution approving and authorizing a long term ground lease of 150 Otis Street to 150 Otis Associates, L.P., a California limited partnership, for a term of 70 years with a 29 year extension option, under San Francisco Charter Section 9.118, for the development and operation of affordable housing; and making findings that the lease is in conformance with CEQA, the City's General Plan, and the priority policies of Planning Code Section 101.1.

06/08/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100754 [Issuance and Sale of Tax Exempt Revenue Bonds - Young Men's Christian Association of San Francisco - Not to Exceed $8,500,000]
Sponsor: Chiu
Resolution approving the issuance and sale of tax-exempt revenue bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $8,500,000 to finance and refinance community center facilities owned and operated by the Young Men's Christian Association of San Francisco.

06/08/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100755 [Supporting Existing Area Plan Housing Requirements]
Sponsors: Chiu; Mirkarimi, Avalos and Campos
Resolution supporting existing area plan housing requirements.

06/08/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100762 [Proclaiming Mitzi Perino Day - June 25, 2010]
Sponsor: Chu
Resolution honoring Mitzi Perino for the many years of work with the San Francisco Department of Building Inspection and proclaiming June 25, 2010, as Mitzi Perino day in San Francisco.

06/08/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100763 [Supporting the Budget Efforts of the Democratic Leadership in the California Senate and Assembly]
Sponsors: Chiu; Mar
Resolution supporting the Assembly's Democratic budget proposal, also known as the California Jobs Budget.

06/08/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100764 [Adopting Recommended Approach for Trees Infected by Pine Pitch Canker]
Sponsor: Mar
Resolution adopting the Pitch Canker Task Force management recommendations for trees infected by pine pitch canker as the City and County of San Francisco's recommended approach to management of trees impacted by the disease.

06/08/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100765 [Urging Support for the Enforcement of the Preservation and Restoration of Sacred Heart Church]

Sponsor: Mirkarimi

Resolution urging the Department of Building Inspection to diligently monitor the status and the condition of the Historic Sacred Heart Church, documenting the understanding between the Megan Furth Academy and its neighbors, seeking re-installation of the exterior stained glass windows and requesting the City Attorney to open an investigation for the purpose of enforcing possible violation of the Building and Planning Codes.

06/08/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100766 [Authorizing Submittal of an Application for Funding Under the CalHome Program]

Sponsor: Mayor

Resolution authorizing the Mayor's Office of Housing to submit an application for funding to the California State Department of Housing and Community Development under the CalHome Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHome Program.

06/08/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100767 [Freedom Flotilla and Gaza Blockade]

Sponsors: Avalos; Maxwell

Resolution joining the global community, including international human rights organizations, The Elders, over 50 nations, and thousands of Bay Area residents in condemning the Israeli Defense Forces' military attack on the Freedom Flotilla on May 31, 2010, that resulted in the death of at least nine people, including a United States citizen; and urging President Barack Obama and Congress to continue their work addressing the humanitarian crisis in Gaza, actively seek an end to the blockade, and work towards genuine peace and security for all peoples in the region.

06/08/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100768 [Identifying Next Steps for CleanPowerSF]

Sponsor: Mirkarimi

Resolution identifying next steps for obtaining services related to CleanPowerSF, consistent with the City's previously approved Community Choice Aggregation plans.

06/08/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Motions

100750 [Increase the Real Property Transfer Tax]

Sponsor: Avalos

Motion ordering submitted to the voters an ordinance authorizing an amendment to the Real Property Transfer Tax at an election to be held on November 2, 2010.
(Economic Impact.)

06/08/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/8/2010.

100756 [Establishing a Progressive Payroll Expense Tax Rate Structure and Reducing Selected Payroll Expense Tax Rates; Imposing a Gross Receipts Tax on the Rental of Commercial Real Property]
Sponsor: Chiu
Motion ordering submitted to the voters an ordinance revising the payroll expense tax to establish a progressive tax rate structure and reducing selected payroll expense tax rates and imposing a gross receipts tax on the rental of commercial real property, at an election to be held on November 2, 2010.

06/08/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/8/2010.

100759 [Parking Tax Increase and Tax on Valet Services]
Sponsor: Mirkarimi
Motion ordering submitted to the voters an ordinance authorizing the "Ordinance amending San Francisco Business and Tax Regulations Code, Article 9, Sections 602 and 602.5 (Tax on Occupancy of Parking Space in Parking Station) to increase the tax rate from 15% to 25%, making the total tax rate, including the existing surcharge, 35%; amending Section 601 to clarify the definition of "Operator" and "Occupant" and to add a new definition of "Valet Parking Service Provider;" and adding Section 602B to impose an additional tax of 35% on gross receipts from valet parking services" at an election to be held on November 2, 2010.

06/08/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/8/2010.

100760 [Community Policing and Foot Beat Patrols]
Sponsors: Mirkarimi; Chiu, Avalos, Campos and Mar
Motion ordering submitted to the voters an ordinance establishing the Community Policing Policy and Foot Beat Patrol Program at an election to be held on November 2, 2010.

06/08/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/8/2010.

Requests for Hearing

100745 [Clarifying Who is Responsible for Collecting and Remitting Third-Party Taxes; Consolidating Definitions and Amending the Definition of "Permanent Resident"]
Sponsor: Mayor
Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 2, 2010, election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 6.2-13 of Article 6 - Common Administrative Provisions, Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, and Section 601 of Article 9 - Tax on Occupancy of Parking Space in Parking Stations, to amend and consolidate the definition of "Operator" and to clarify who is responsible for collecting and remitting third-party taxes, and amending Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, to specify that a "Permanent Resident" is an individual."

06/01/10; RECEIVED AND ASSIGNED to Rules Committee.

100749 [Controller's Revenue Letter for FY2010-2011]
Sponsor: Avalos
Hearing to consider the Controller's Revenue Letter for FY2010-2011.

06/08/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100769 [Senior Housing and Independence]
Sponsor: Mar
Hearing on the Budget and Legislative Analyst report "Housing Assistance and other Services to Enable Seniors to Remain in their Communities and Homes" Project No. 100158.1.

06/08/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Introduced by the President at Request of Department

PROPOSED ORDINANCES

100689 [Settlement of Lawsuit - Nelson A. Estival - $57,500]
Ordinance authorizing settlement of the lawsuit filed by Nelson A. Estival against the City and County of San Francisco for $57,500; the lawsuit was filed on July 24, 2008, in San Francisco Superior Court, Case No. CGC 09-477871, entitled Estival v. City and County of San Francisco, et al. (City Attorney)

05/20/10; RECEIVED AND ASSIGNED to Rules Committee.

100690 [Settlement of Lawsuit - Anthony Landry - $70,000]
Ordinance authorizing settlement of the lawsuit filed by Anthony Landry against the City and County of San Francisco for $70,000; the lawsuit was filed on July 17, 2008, in the San Francisco Superior Court, Case No. CGC 08-744565, entitled Anthony Landry v. City and County of San Francisco. (City Attorney)

05/28/10; RECEIVED AND ASSIGNED to Rules Committee.

100691 [Settlement of Lawsuit - Bayshore Sanitary District - $407,000]
Ordinance authorizing settlement of the lawsuit entitled Bayshore Sanitary District v. City and County of San Francisco, et al., filed on November 21, 2007, in San Francisco Superior Court, Case No. 07-469434. Pursuant to the proposed settlement, the City will execute a revenue refund adjustment for the Bayshore Sanitary District's sewer services billings in the amount of $407,000. In return, the Bayshore Sanitary District will implement measures to ensure that future errors in measuring wastewater flow are promptly detected and corrected and limit its recovery of any overcharges due to equipment error in the future. (City Attorney)

05/28/10; RECEIVED AND ASSIGNED to Rules Committee.

100693 [Mission Bay North-Block N1 Public Infrastructure Improvements]

Ordinance accepting of the irrevocable offer of additional property along Townsend Street, King Street, and Fourth Street and the irrevocable offer of public infrastructure improvements associated with Mission Bay North Block N1, including acquisition facilities on Third Street, Townsend Street, King Street, and Fourth Street; declaring such areas as shown on official Department of Public Works maps as open public right-of-way; designating such areas and improvements for street and roadway purposes; designating street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 178,676; and authorizing official acts in connection with this Ordinance. (Public Works Department)

05/28/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

100687 [Agreement to Purchase Permanent Subsurface Easements and Temporary License Agreements to Enter and Use Property for the Sunnydale Sewer System Improvement Project totaling $2,459,664]

Resolution approving and authorizing agreements for the acquisition of the following real property rights required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (Project) totaling $2,459,664: (1) permanent subsurface sewer easements over portions of San Francisco APN 4991/24 and 4991/65 comprising 11,677.7 square feet, (2) permanent subsurface sewer easements over portions of San Francisco APN 5100/3, 5101/7, and 5102/9 comprising 24,468 square feet, (3) a temporary 18-month License with a 6-month option term over San Francisco APN 4991/24, 4991/61, 4991/65 comprising 47,568 square feet, and 22,215 square feet over the contiguous Brisbane APN 005-153-030, and (4) a temporary 18-month License with a 6-month option term over portions of San Francisco APN 5100/3 and 5107/1 comprising 24,613.7 square feet; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

05/24/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100688 [Agreement to Purchase Permanent Subsurface Easements for the Sunnydale Sewer Improvement Project totaling $174,001]

Resolution approving and authorizing agreements for the acquisition of permanent subsurface sewer easements required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (the "Project") over portions of San Francisco APN 5104/4, 4991/7/8, 4991/9 and 4991/68 from Recology Properties, Inc. (fka Macor, Inc.) and Recology San Francisco (fka SF Recycling & disposal, Inc./fka Sanitary Fill Co.) totaling $174,001, comprising 31,826.19 square feet; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

05/24/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100692 [Lease of Port Real Property - Pier 26 Annex]

Resolution approving Port Commission Lease No. L-14796 with IDEO, LLC for office space located at Pier 26 Annex within the Southern Waterfront with a sixty month term and a sixty month option. (Port)

05/28/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Requests Granted

From: Supervisor Dufty
To: Controller
Requesting/Inquiring: Requesting the Controller to review the efficiency of, and recommend improvements to, the processing of infractions through the City's traffic court and other adjudication methods, with a focus on alternate means to improve the outcomes for lower-level offenses involving alcohol and other violations of the Municipal Police Code.

This review should also consider improvements that are needed to the Department of Public Health initiative for High Users of Multiple Systems to ensure that chronic public inebriates are not cycling in and out of services and then back onto the streets, including the possible need for a Conservator within the Public Guardian's Office specifically focused on clients who are chronically homeless with serious alcohol and substance abuse disorders.

Further, the review should consider the effectiveness of the City's previous 11550/HIDA (High Intensity Drug Arrests) program that provided police officers with specialized training and coordinated with other law enforcement agencies to address individuals under severe influence from narcotics use and offer treatment alternatives.

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irvine and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily
Northwest corner of Hayes and Gough

City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

Garbage Cans
Southwest corner of Parnassas and Cole
In front of 579 Hayes
Northeast corner of Fillmore and Waller

Mailboxes
Southwest corner of 7th and Lincoln
Southwest corner of Buchanan and Hermann
Northeast corner of Hayes and Fell
Southeast corner of Fillmore and Oak
Southeast corner of Oak and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes and sidewalks at the following locations:

Fillmore and Waller
South of Waller before crosswalk, sink hole/asphalt cracking

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

55 Laguna, on the Haight and Buchanan side
585 Hayes
632 Fell
612 Fell
1108 Fell
909 Page
428 Haight
546 Haight
500 Fillmore
920 Haight
900 Haight
208 Scott

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood Pole
In front of 427 Oak

Metal Poles
In front of 232 Fillmore
In front of 312 Fillmore
In front of 222 Fillmore
In front of 112 Fillmore

Northwest corner of Fillmore and Hermann
Southwest corner of Oak and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Utility Boxes
Northwest corner of Grove and Webster
Southeast corner of Fell and Webster
Southwest corner of Fulton and Clayton

Bus Shelters
Southwest corner of Fillmore and Oak
Southwest corner of Pierce and Haight
Southeast corner of Buena Vista East and Haight
Southwest corner of Buena Vista East and Haight
Fillmore and Haight, all 4 bus stops, graffiti and grime

In Memoriams

Carmen S. Aguilar – Supervisor Avalos
Jamie Anne Grodsky – Supervisor Chiu
Kenny Allison – Supervisor Dufty
Ron Rios – Supervisor Dufty
Charles Louis Donaldson – Supervisor Dufty
Pearla Ann Louis – Supervisor Dufty
Lacey Edwards – Supervisor Maxwell

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 6:20 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 13, 2010.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 16 2011

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Tuesday, June 15, 2010 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos	Wednesday 1:30 PM
Budget and Finance Sub-Committee Supervisors Avalos, Mirkarimi, Elsbernd	Wednesday 11:00 AM
City and School District Select Committee Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu, Avalos, Dufty	2nd and 4th Monday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Chu, Daly	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Maxwell, Mar, Chiu	Monday 1:00 PM
Public Safety Committee Supervisors Chiu, Mirkarimi, Elsbernd	1st and 3rd Monday 10:00 AM
Rules Committee Supervisors Campos, Alioto-Pier, Mar	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:11 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Chu, seconded by Supervisor Maxwell, moved to approve the Board Meeting Minutes of May 11, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

President, David Chiu, inquired if the Mayor would make an appearance before the Board of Supervisors. Starr Terrell, the Mayor's Liaison to the Board of Supervisors, indicated the Mayor would not be present.

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

100582 [Appropriating $811,734 of Fund Balance for the Code Enforcement Rehabilitation Fund in Department of Building Inspection and Mayor's Office of Housing in FY2009-2010]

Sponsor: Mayor

Ordinance appropriating $738,240 of Code Enforcement Rehabilitation Fund unappropriated fund balance and deappropriating $73,494 of prior year appropriations to support code enforcement activities in the Department of Building Inspection and the Mayor's Office of Housing in FY2009-2010.

Ordinance No. 129-10

FINALLY PASSED

100640 [Waiver of Temporary Street Space Occupancy Fee for the Mission Community Market]

Sponsor: Campos

Ordinance waiving the permit fee in Public Works Code Section 724.1(b) for temporary street space occupancy on certain blocks of 22nd Street on Saturday, June 19, 2010, as part of a fundraiser to launch the Mission Community Market.

Ordinance No. 128-10

FINALLY PASSED

Recommendation of the Land Use and Economic Development Committee

090906 [Planning - Uses Permitted in R Districts - Double Density for Senior Housing]

Sponsor: Chiu

Ordinance amending the Planning Code by adding Section 102.6.1 to create a definition related to housing for seniors; amending Planning Code Section 209.1(m) related to the Uses Permitted in R Districts - Dwelling Zoning Control Table to update the requirements for obtaining double density for providing senior housing and, adding Section 209.1(o) to require, in certain circumstances, a conditional use authorization; making environmental findings, and making findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Ordinance No. 130-10

FINALLY PASSED

Recommendations of the Rules Committee

100437 [Standards of Care for City Shelters and Powers and Duties of the Shelter Monitoring Committee]

Sponsors: Mar; Campos, Alioto-Pier, Avalos and Mirkarimi

Ordinance amending the San Francisco Administrative Code by amending Chapter 20, Sections 20.304, 20.401, 20.403, 20.404, and 20.405, to: 1) amend City requirements in the delivery of shelter services to, among other things, expand reservation capability at shelters; 2) provide additional training to shelter staff; and ensure case management services for shelter clients in need; and 3) require the Shelter Monitoring Committee to track refusals of shelter beds and authorize the Committee to initiate investigations into alleged violations of contractual obligations imposed by Chapter 20.

Ordinance No. 131-10

FINALLY PASSED

100517 [Settlement of Lawsuit - Susan Garduno - $47,500]

Ordinance authorizing settlement of the portion of the lawsuit filed by Susan Garduno against the City and County of San Francisco for $47,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 120-10

FINALLY PASSED

100518 [Settlement of Lawsuit - Linda Ho - $88,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Linda Ho against the City and County of San Francisco for $88,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 121-10

FINALLY PASSED

100519 [Settlement of Lawsuit - Victoria Sanchez - $66,500]

Ordinance authorizing settlement of the portion of the lawsuit filed by Victoria Sanchez against the City and County of San Francisco for $66,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 122-10

FINALLY PASSED

100520 [Settlement of Lawsuit - Sally Seid - $48,500]

Ordinance authorizing settlement of the portion of the lawsuit filed by Sally Seid against the City and County of San Francisco for $48,500; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 123-10

FINALLY PASSED

100521 [Settlement of Lawsuit - Mary Anne Short and Robert Short - $160,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Mary Anne Short/Robert Short against the City and County of San Francisco for $160,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 124-10

FINALLY PASSED

100559 [Settlement of Lawsuit - SN Sands Corp. dba S&S Trucking - $50,000]

Ordinance authorizing settlement of the lawsuit filed by SN Sands Corp. dba S&S Trucking against the City and County of San Francisco for $50,000; the lawsuit was filed on April 10, 2009, in San Francisco Superior Court, Case No. CGC-09-487156; entitled SN Sands Corporation dba S&S Trucking v. City and County of San Francisco; other material terms of said settlement are term of five-year contract to run from December 20, 2008, to December 19, 2013. (City Attorney)

Ordinance No. 119-10

FINALLY PASSED

100560 [Settlement of Lawsuit - James A. Shotwell - $167,500]

Ordinance authorizing settlement of the lawsuit filed by James A. Shotwell against the City and County of San Francisco for $167,500; the lawsuit was filed on September 26, 2008, in San Francisco Superior Court, Case No. CGC-08-480280; entitled James A. Shotwell v. City and County of San Francisco. (City Attorney)

Ordinance No. 125-10

FINALLY PASSED

100561 [Settlement of Lawsuit - 609-611 Burnett Apartments, LLC - $128,700]

Ordinance authorizing settlement of the lawsuit filed by 609-611 Burnett Apartments, LLC, against the City and County of San Francisco for $128,700; the lawsuit was filed on December 9, 2008, in San Francisco Superior Court, Case No. CGC-08-482803; entitled Burnett Apartments, LLC, v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 126-10

FINALLY PASSED

100562 [Settlement of Lawsuit - Melanie Wood and Timothy Wood - $151,000]

Ordinance authorizing settlement of the lawsuit filed by Melanie Wood and Timothy Wood against the City and County of San Francisco for $151,000; the lawsuit was filed on June 4, 2007, in San Francisco Superior Court, Case No. CGC-07-463943; entitled Melanie Wood, et al. v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 127-10

FINALLY PASSED

100458 [Appointments, Immigrant Rights Commission - Haregu Gaime and Melba Maldonado]

Motion appointing Haregu Gaime, term ending June 6, 2012, and Melba Maldonado, term ending June 6, 2011, to the Immigrant Rights Commission, residency requirement waived. (Clerk of the Board)

Haregu Gaime, seat 2, succeeding Gilberto Alexander, resigned, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2012.

Melba Maldonado (residency requirement waived), seat 4, succeeding Christopher Punongbayan, term expired, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2011.

Motion No. M10-97

APPROVED

100564 [Appointments, Commission of Animal Control and Welfare - Geneva Page, Susanna Russo and John Aldridge]

Motion appointing Geneva Page, Susanna Russo and John Aldridge, terms ending April 30, 2012, to the Commission of Animal Control and Welfare. (Clerk of the Board)

Geneva Page, seat 1, succeeding Laurie Kennedy-Routhier, term expired, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2012.

Susanna Russo, seat 2, succeeding Angela Padilla, term expired, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2012.

John Aldridge, seat 7, succeeding David Gordon, term expired, must be licensed veterinarian, for the unexpired portion of a two-year term ending April 30, 2012.

Motion No. M10-98

APPROVED

100695 [Appointments, Food Security Task Force - Meredith Terrell, Daniel Schuman, Jean Cooper, Anne Quaintance, Leo O'Farrell, Linda Lau, Maria LeClair, Paula Jones and Maximilian Rocha]

Motion appointing Meredith Terrell, Daniel Schuman, Jean Cooper, Anne Quaintance, Leo O'Farrell, Linda Lau, Maria LeClair, Paula Jones and Maximilian Rocha, for indefinite terms, to the Food Security Task Force, residency requirement waived. (Clerk of the Board)

Meredith Terrell, seat 2, succeeding Ellen Stroud, resigned, must be a representative of a community-based organization that provides nutritional support and increases the food security of San Francisco residents, for a term indefinite. The community member shall be nominated by the Task Force and may include but are limited to representatives from organizations serving food in the following program types: home-delivered meals; congregate meals for seniors; food bank; free dining room; multi-service agency serving families and youth; shelter meals; and faith-based organization. No organization shall have more than one representative on the Task Force.

Daniel Schuman, seat 3, succeeding Daisy Anarchy, resigned, must be a representative of a community-based organization that provides nutritional support and increases the food security of San Francisco residents, for a term indefinite. The community member shall be nominated by the Task Force and may include but are limited to representatives from organizations serving food in the following program types: home-delivered meals; congregate meals for seniors; food bank; free dining room; multi-service agency serving families and youth; shelter meals; and faith-based organization. No organization shall have more than one representative on the Task Force.

Jean Cooper, seat 5, new appointment, must be a representative of a community-based organization that provide nutritional support and increase the food security of San Francisco residents, for a term indefinite. The community member shall be nominated by the Task Force and may include but are limited to representatives from organizations serving food in the following program types: home-delivered meals; congregate meals for seniors; food bank; free dining room; multi-service agency serving families and youth; shelter meals; and faith-based organization. No organization shall have more than one representative on the Task Force.

Anne Quaintance, seat 6, new appointment, must be a representative of a community-based organization that provide nutritional support and increase the food security of San Francisco residents, for a term indefinite. The community member shall be nominated by the Task Force and may include but are limited to representatives from organizations serving food in the following program types: home-delivered meals; congregate meals for seniors; food bank; free dining room; multi-service agency serving families and youth; shelter meals; and faith-based organization. No organization shall have more than one representative on the Task Force.

Leo O'Farrell (residency requirement waived), seat 8, new appointment, must be from the Department of Human Services of the Human Services Agency, for a term indefinite.

Linda Lau, seat 9, new appointment, must be from the Department of Aging and Adult Services of the Human Services Agency, for a term indefinite.

Maria LeClair (residency requirement waived), seat 10, new appointment, must be from the Department of Public Health, Nutrition Services, for a term indefinite.

Paula Jones (residency requirement waived), seat 11, new appointment, must be from the Department of Public Health, Office of Food Systems, for a term indefinite.

Maximilian Rocha (residency requirement waived), seat 12, new appointment, must be from the Department of Children, Youth and their Families, for a term indefinite.

Motion No. M10-99

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

REGULAR AGENDA

UNFINISHED BUSINESS

From the Budget and Finance Sub-Committee Without Recommendation

100469 [Recreation and Park Department - Botanical Garden Non-Resident Fees]
Sponsor: Mayor

Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.46, to establish admission fees to the Botanical Garden for non-San Francisco residents, and making environmental findings.

Supervisor Avalos, seconded by Supervisor Daly, moved that this Ordinance be AMENDED on Page 5, Line 18, by removing 'including the new resident fee.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 8 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Elsbernd, Maxwell
Noes: 3 - Dufty, Mar, Mirkarimi

Recommendation of the City Operations and Neighborhood Services Committee

100104 [Retailers Duty to Disclose Specific Absorption Rate Values for Cell Phones]
Sponsors: Mayor; Maxwell

Ordinance amending the San Francisco Environment Code by adding Chapter 11, Sections 1100 through 1105, to require retailers to disclose specific absorption rate values for cell phones, and making environmental findings.
(Supervisor Elsbernd dissented in Committee)

Supervisor Alioto-Pier, seconded by Supervisor Maxwell, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Ordinance amending the San Francisco Environment Code by adding Chapter 11, Sections 1100 through 1106, to require retailers to disclose specific absorption rate values for cell phones, and making environmental findings.

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi
Noes: 1 - Elsbernd

Recommendation of the Public Safety Committee

100529 [Creation of Neighborhood Community Justice Task Force]
Sponsors: Chiu; Maxwell, Alioto-Pier, Mar, Daly and Campos
Ordinance amending the San Francisco Administrative Code by adding Sections 5.70 through 5.75, to create a Neighborhood Community Justice Task Force to make recommendations to the Board of Supervisors regarding the creation of restorative and community justice programs; provide for the Task Force's membership, organization, and duties; and set a sunset date for the Task Force.

Ordinance No. 132-10

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

NEW BUSINESS

Recommendations of the Budget and Finance Committee

100700 [Interim Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]
Sponsor: Mayor
Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100702 [Interim Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]
Sponsor: Mayor
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

PASSED ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100726 [Redevelopment Agency Interim Budget FY2010-2011]
Sponsor: Mayor
Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for FY2010-2011.

Resolution No. 279-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100728 [Treasure Island Development Authority Interim Budget FY2010-2011]
Sponsor: Mayor
Resolution approving the Interim Budget of the Treasure Island Development Authority for FY2010-2011.

Resolution No. 280-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100744 [Lease Financing Refunding of Combined Emergency Communication System Bonds and Citywide Emergency Radio System Bonds]
Sponsor: Mayor
Resolution approving the issuance and sale of lease revenue refunding bonds to refinance the Combined Emergency Communication System and Citywide Emergency Radio System of the City and County of San Francisco (City); approving the form of a Facilities Lease by and between the City and County of San Francisco Finance Corporation (Corporation) and the City relating to certain real property described herein; approving the form of a Master Lease by and between the Corporation and the City; approving the form of a Master Trust Agreement by and between the Corporation and a trustee (including certain indemnities contained therein); authorizing the selection of a trustee (Trustee); approving the form of an Assignment Agreement by and between the Corporation and the Trustee; approving the form of Escrow Agreements by and between the Corporation and an escrow agent; approving the form of an Official Notice of Sale and a Notice of Intention to Sell the lease revenue refunding bonds; directing the publication of the Notice of Intention to Sell the lease revenue refunding bonds; approving the form of a Purchase Contract and authorizing the appointment of one or more underwriters for the lease revenue refunding bonds; approving the form of an Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; authorizing the payment of cost of issuance; authorizing the reimbursement of certain expenditures; granting general authority to City officials to take certain actions in connection with the lease revenue refunding bonds; approving modifications to documents; and ratifying previous actions taken in connection therewith.

Resolution No. 271-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Sub-Budget and Finance Committee

100360 [Recreation and Park Department - Harding Park Fees]
Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.12, to increase greens fees at Harding Park Golf Course, and making environmental findings.
(Recreation and Park Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100363 [Revising Board of Appeals Surcharges]
Sponsor: Mayor
Ordinance amending San Francisco Administrative Code, Chapter 10G, Section 10G.1 to adjust the surcharges on permit fees, license fees, permit review fees and permit and license renewal fees imposed by the Department of Building Inspection, the Planning Commission, the San Francisco Municipal Transportation Agency Board of Directors, the Department of Public Works, the Entertainment Commission, and the Department of Public Health for permits and licenses that may be appealed to the Board of Appeals; remove the surcharge imposed by the Art Commission for Street Artist Certificates; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100642 [Appropriating $727,265 of General Fund Reserve and De-Appropriating $397,801 for Salaries, Disability, and Workers' Compensation in the Sheriff's Department - FY2009-2010]
Sponsor: Mayor
Ordinance appropriating $727,265 of General Fund Reserve and de-appropriating $397,081 of expenditure contingency to fund salary expenditures due to State reductions in the Courts, disability pay, and workers' compensation claims in the Sheriff's Department for FY2009-2010.
(Fiscal Impact.)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100643 [Accept and Expend Grant - Federal Department of Energy Appropriations and Amendment to the Annual Salary Ordinance, FY2009-2010 - $1,000,000]
Sponsor: Mayor
Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of $1,000,000 from the Federal U. S. Department of Energy appropriations to support the San Francisco Electric Vehicle Initiative and amending Ordinance No. 183-09 to reflect the addition of two (2) grant funded positions at the Department of the Environment.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100567 [Official Advertising, FY2010-2011]

Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for all official advertising (Type 1 and Type 2) for FY2010-2011. (Office of Contract Administration)

Supervisor Mirkarimi, seconded by Supervisor Daly, moved that this Resolution be CONTINUED to June 22, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100568 [Outreach Advertising for FY2010-2011]

Resolution designating San Francisco Bay View to be the outreach newspaper of the City and County for the African American community, China Press, Sing Tao Daily and World Journal to be the outreach newspapers of the City and County for the Chinese community, El Reportero to be the outreach newspaper of the City and County for the Hispanic community, Bay Reporter to be outreach newspaper of the City and County for the Lesbian, Gay, Bisexual community, West Portal Monthly to be the neighborhood outreach newspaper for the West Portal neighborhood and Western Edition to be the neighborhood outreach newspaper for the Western Addition community. (Office of Contract Administration)

Resolution No. 273-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100581 [General Obligation Bonds - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds 2010 - Estimated Cost $46,150,000]

Sponsor: Mayor

Resolution determining and declaring that the public interest and necessity demand the construction, improvement and seismic retrofitting of multi-story wood framed affordable housing soft-story buildings for earthquake safety funded by the City or other qualified governmental housing finance agency, or owned by private third-parties and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of $39,140,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA) and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code Section 2.34.

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to June 29, 2010. The motion carried by the following vote:

Ayes: 7 - Avalos, Campos, Chiu, Daly, Mar, Maxwell, Mirkarimi

Noes: 4 - Alioto-Pier, Chu, Dufty, Elsbernd

100605 [Contract with Toyon Associates, Inc., to Provide Regulatory Reporting, Reimbursement and Revenue Optimization Services]

Resolution authorizing the San Francisco Department of Public Health to extend the contract between the City and County of San Francisco and Toyon Associates, Inc., to provide regulatory reporting, reimbursement and revenue optimization services. (Public Health Department)

Resolution No. 277-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100647 [Contract Extension - Department of Public Health and Regents of the University of California San Francisco for the Positive Health Program for Chronic Care HIV/AIDS Multi-Disciplinary Program]

Sponsors: Mayor; Dufty

Resolution authorizing the San Francisco Department of Public Health to extend the contract between the City and County of San Francisco and Regents of the University of California San Francisco for the Positive Health Program for Chronic Care HIV/AIDS Multi-Disciplinary Program to provide Center of Excellence delivery of service which includes HIV/AIDS case management, primary medical care, mental health services, substance use counseling, and coordination and planning services.

Resolution No. 282-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Rules Committee

100584 [Appointment as Road Commissioner - Edward D. Reiskin]

Sponsor: Mayor

Ordinance appointing Edward D. Reiskin, Director of the Department of Public Works, as Road Commissioner for the City and County of San Francisco, and repealing Ordinance 63-07.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100585 [Confirming the Reappointment of Rodney Fong to the San Francisco Port Commission]

Sponsor: Mayor

Resolution confirming the reappointment of Rodney Fong to the San Francisco Port Commission, term ending May 1, 2014.

Resolution No. 281-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100586 [Confirming the Reappointment of Ellen Schumer and Mae Woo to the City Hall Preservation Advisory Commission]

Sponsor: Mayor

Resolution confirming the reappointments of Ellen Schumer and Mae Woo, terms ending January 13, 2014, to the City Hall Preservation Advisory Commission.

Resolution No. 278-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100683 [Committee of the Whole - Elimination and/or Reduction of Health Care Services (Beilenson Hearing)]

Hearing to consider the Department of Public Health's budget eliminating and/or reducing health care services to the indigent population provided by the City and County of San Francisco for FY2010-2011.

The President opened the public hearing and inquired as to whether any member of the public wished to address the Board members relating to elimination and/or reduction of health care services as referenced in File No. 100683. Dr. Mitch Katz (Department of Public Health) provided an overview of the proposed elimination and/or reduction of health care services. Male Speaker; Dale Milfey; Pamela Fisher; Iain O.Reid; Janet Reiger; Male Speaker; Aballah Megaheed; Male Speaker; Mrs. Bowie; Chris Osborne; Rob Sparrow; Dave Ferry; Sister Elaine Jones; Beth Shrelley; Cassandra Steptoe; Cathleen Lacey; Bob Leno; Al Gilbert; Paul Adams; Beth McLeod; Aaron Mohickey; Monty Cherino; Pam Chong; Jessie Ponce; Charles Dixon; Margaret Gilbert; Latonia Jones; Alma Jimenez; Teresa Molina; Female Speaker; Female Speaker; Rufus Harris; Henry Harris; Catherine Campbell; Female Speaker; John Davison; Tony Tepper; Thomas Brady; Patricia Hogan; Susan Lee; Joseph Brown; Larry Holmes; Male Speaker; Catalina Dean; Mark Williams; Damian Ramos; Eduardo Palomo; Jenny Ayala; Wen Tang; Elma; Thomas Jenkins; Linda Patty; Arisela Ayala; Laura Sheffler, Vanessa Chambers; Albert Mosher; Carlos Ramos; George Zimmer; Ruben Goodman; Janet White; Yvette Blair; Denise Stanfield; Dean Mark; Jim Valles; Larry Nelson; Carmen Mercedes; Dr. Toy; Dr. Emily Baldwin; Male Speaker; Diane Sue; Jeff Handler; Greg Frye; Salvador Jiminez; Peggy Lamonte; Steve Odmore; Male Speaker; William; George; Vincent Smith; Male Speaker; Female Speaker; Peotri Melone; Chris Shraywood; Anthony Miller; Steven Tennis; Jose Ramirez; Male Speaker; Jeff Creech; Female Speaker; Victor Nelson; Max; Wayne Garnett; Richard Bailey; Willie Warren; Michael Green; Female Speaker; Samuel Barnes; Edie Woo; Female Speaker; Harold Chan; Russ Slaten; Robert Barnes; Monica; Orlon Ryel; Rock Sool; Jon Martinelli; Male Speaker; Kenia Valdez; Cynthia; Josh Godwin; Male Speaker; Richard Chavez; Gregory Ledbetter; Gilbert C.; Diane Swift; Vincent Widel; Joseph Crane; John Michaels; Male Speaker; Susan Giraldo; Frances Osworth; Paula Joyce; Male Speaker; Gino; Angela Angstmann, M.D.; Charles Foxwell; Wendy Furnus; Shawna Deshay; Dena Smith; Molly; Christy Miller; Elizabeth; Alan Wilson; Dr. Mark Geary; Jessica; Emma Jones; Mr. Rivera; Brenda Barros; Kelly Toth; Jamie Baltz; Mary Conner; Jennifer Friederbach; Prince; Walter Paulson; Female Speaker; Melody; John Ross; Jennifer; Ally Bookman; K.G. Dick; Otto Duffy; Porter Davis; Emil Lawrence; and Male Speaker, expressed concerns relating to the proposed elimination and/or reduction of health care services referenced in the Department of Public Health FY2010/2011 Budget. Dr. Mitch Katz (Department of Public Health) and Greg Wagner (Office of the Mayor) responded to questions raised throughout the discussion and further discussed the proposed reductions. There were no other speakers. The President declared the public hearing closed, adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Supervisor Daly was noted absent at 3:10 p.m. and was noted present at 3:26 p.m.
Supervisor Dufty was noted absent at 3:42 p.m. and was noted present at 4:14 p.m.
Supervisor Avalos was noted absent at 4:02 p.m. and was noted present at 4:15 p.m.
Supervisor Maxwell was noted absent at 4:03 p.m. and was noted present at 5:08 p.m.
Supervisor Daly was noted absent at 4:12 p.m. and was noted present at 4:27 p.m.
Supervisor Alioto-Pier was noted absent at 4:23 p.m. and was noted present at 4:45 p.m.
Supervisor Mar was noted absent at 4:32 p.m. and was noted present at 4:57 p.m.
Supervisor Daly was noted absent at 4:50 p.m. and was noted present at 5:02 p.m.
Supervisor Elsbernd was noted absent at 5:40 p.m. and was noted present at 5:50 p.m.
Supervisor Chiu was noted absent at 6:00 p.m. and was noted present at 7:31 p.m.
Supervisor Chu was noted absent at 6:00 p.m. and was noted present at 6:25 p.m.
Supervisor Campos was noted absent at 6:40 p.m. and was noted present at 7:05 p.m.

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

There were none.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Colin Gallagher; expressed concerns relating to Palenstine movement.
Vladimir Prikupers; expressed concerns relating to Palenstine movement.
Sima; expressed concerns relating to Palenstine movement.
John DiDonna; shared in poem certain concerns with the Board.
Walter Paulson; shared in song certain concerns with the Board.
Female Speaker; expressed concerns relating to Palenstine movement.
Female Speaker; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Jeanine Nassa; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Janet Breger; expressed concerns relating to Palenstine movement.
Howard Epstein; expressed concerns relating to Palenstine movement.
Alexandra Kolton; expressed concerns relating to Palenstine movement.
Mark Dunlop; expressed concerns relating to Palenstine movement.
Larry Eunick; expressed concerns relating to Palenstine movement.
Rabbi Doug Khan; expressed concerns relating to Palenstine movement.
Merryn Danker; expressed concerns relating to Palenstine movement.
Eyad Kishawi; expressed concerns relating to Palenstine movement.
Dublia Katoni; expressed concerns relating to Palenstine movement.
Mark Shichman; expressed concerns relating to Palenstine movement.
Barbra Lubin; expressed concerns relating to Palenstine movement.
Katia Tumli; expressed concerns relating to Palenstine movement.
Nadia I.; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Sophia Ibrahim; expressed concerns relating to Palenstine movement.
Hakim Forturo; expressed concerns relating to Palenstine movement.
Mandin; expressed concerns relating to Palenstine movement.
Hani Kaileh; expressed concerns relating to Palenstine movement.
Marilyn Tadeshy; expressed concerns relating to Palenstine movement.
Female Speaker; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Judith Burrows; expressed concerns relating to Palenstine movement.
Female Speaker; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Janet Cobren; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Jim Shapiro; expressed concerns relating to Palenstine movement.
Hiro; expressed concerns relating to Palenstine movement.
China Barr; expressed concerns relating to Palenstine movement.
Carter O'Cary; expressed concerns relating to Palenstine movement.
Sami Kitmitto; expressed concerns relating to Palenstine movement.
Andrea; expressed concerns relating to Palenstine movement.
Ashley; expressed concerns relating to Palenstine movement.
Alexander Zevelyov; expressed concerns relating to Palenstine movement.
Female Speaker; expressed concerns relating to Palenstine movement.
Wilomina Flamina; expressed concerns relating to Palenstine movement.
Bruce Ballerman; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
David Kiachko; expressed concerns relating to Palenstine movement.
Era Lane; expressed concerns relating to Palenstine movement.
Tom Terine; expressed concerns relating to Palenstine movement.

Douglas Munoz; expressed concerns relating to Palenstine movement.
Herman Paul; expressed concerns relating to Palenstine movement.
Ayala Oshri; expressed concerns relating to Palenstine movement.
Zohor Oshri, expressed concerns relating to Palenstine movement.
Linda Frank; expressed concerns relating to Palenstine movement.
Zach Mendoza; expressed concerns relating to Palenstine movement.
Elijah Jatovsky; expressed concerns relating to Palenstine movement.
Jeffrey Cass; expressed concerns relating to Palenstine movement.
Francisco Ugarte; expressed concerns relating to Palenstine movement.
Laura Beck; expressed concerns relating to Palenstine movement.
Dirk Reese; expressed concerns relating to Palenstine movement.
Female Speaker; expressed concerns relating to Palenstine movement.
Roberta Zucker; expressed concerns relating to Palenstine movement.
Elaine Tinkler; expressed concerns relating to Palenstine movement.
Dina Omar; expressed concerns relating to Palenstine movement.
Fatima Ogale; expressed concerns relating to Palenstine movement.
Sarah Carlson; expressed concerns relating to Palenstine movement.
Omar Topezata; expressed concerns relating to Palenstine movement.
Ben Reynoso; expressed concerns relating to Palenstine movement.
Emil Lawrence; expressed various concerns.
Ruth Libby; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Diane Megreshaloo; expressed concerns relating to Palenstine movement.
Jennifer Mogannan; expressed concerns relating to Palenstine movement.
Lily Hussain; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Female Speaker; expressed concerns relating to Palenstine movement.
Female Speaker; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Julia Vcherashny; expressed concerns relating to Palenstine movement.
Hannah Linksy; expressed concerns relating to Palenstine movement.
Serge Chichpoatich from France; expressed concerns relating to Palenstine movement.
Adam; expressed concerns relating to Palenstine movement.
Arla Ertz; expressed concerns relating to Palenstine movement.
Jeremy; expressed concerns relating to Palenstine movement.
Paul Lazarow; expressed concerns relating to Palenstine movement.
Jennifer Jaja; expressed concerns relating to Palenstine movement.
Bobby Lopez; expressed concerns relating to Palenstine movement.
Nancy El; expressed concerns relating to Palenstine movement.
Audrey Bruner; expressed concerns relating to Palenstine movement.
Stephanie Shilo; expressed concerns relating to Palenstine movement.
Talia; expressed concerns relating to Palenstine movement.
Dan Ming; expressed concerns relating to Palenstine movement.
Cetty Selda; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Nadia Nabella; expressed concerns relating to Palenstine movement.
Zela; expressed concerns relating to Palenstine movement.
Azabala Fushe; expressed concerns relating to Palenstine movement.
Harris Corency; expressed concerns relating to Palenstine movement.
Danusia Lewakowski; expressed concerns relating to Palenstine movement.
Dean Cass; expressed concerns relating to Palenstine movement.
Richard Fedu; expressed concerns relating to Palenstine movement.
Mark Bernstein; expressed concerns relating to Palenstine movement.
Barry Kohn; expressed concerns relating to Palenstine movement.
Naomi Chacomski; expressed concerns relating to Palenstine movement.

Yesin Wahala; expressed concerns relating to Palenstine movement.
Mara Hale; expressed concerns relating to Palenstine movement.
Norrie Furi; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Debbie Kohn; expressed concerns relating to Palenstine movement.
Ken Noregan; expressed concerns relating to Palenstine movement.
Andrea Salinas; expressed concerns relating to Palenstine movement.
Julio Sauro; expressed concerns relating to Palenstine movement.
Eric Brooks; expressed concerns relating to Palenstine movement.
Alex Strauss; expressed concerns relating to Palenstine movement.
Julie Bernstein; expressed concerns relating to Palenstine movement.
Joseph; expressed concerns relating to Palenstine movement.
Justin Wamberg; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Annette Sheil; expressed concerns relating to Palenstine movement.
Lisa Finkelstein; expressed concerns relating to Palenstine movement.
Marky Jergstrom; expressed concerns relating to Palenstine movement.
Otto Duffy; expressed various concerns.
Male Speaker; expressed concerns relating to Palenstine movement.
Jack Fertig; expressed concerns relating to Palenstine movement.
Female Speaker; expressed concerns relating to Palenstine movement.
Abigail Michelson Porta; expressed concerns relating to Palenstine movement.
Nuha Masri; expressed concerns relating to Palenstine movement.
Nadina Shanafa; expressed concerns relating to Palenstine movement.
Mirah; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.
Male Speaker; expressed concerns relating to Palenstine movement.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

100762 [Proclaiming Mitzi Perino Day - June 25, 2010]
Sponsor: Chu
Resolution honoring Mitzi Perino for the many years of work with the San Francisco Department of Building Inspection and proclaiming June 25, 2010, as Mitzi Perino day in San Francisco.

Resolution No. 275-10

ADOPTED

100764 [Adopting Recommended Approach for Trees Infected by Pine Pitch Canker]
Sponsor: Mar
Resolution adopting the Pitch Canker Task Force management recommendations for trees infected by pine pitch canker as the City and County of San Francisco's recommended approach to management of trees impacted by the disease.

Resolution No. 274-10

ADOPTED

100766 [Authorizing Submittal of an Application for Funding Under the CalHome Program]
Sponsor: Mayor
Resolution authorizing the Mayor's Office of Housing to submit an application for funding to the California State Department of Housing and Community Development under the CalHome Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHome Program.

Resolution No. 272-10

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Elsbernd requested that File Nos. 100763 and 100765 be severed so that they may be considered separately.

100763 [Supporting the Budget Efforts of the Democratic Leadership in the California Senate and Assembly]
Sponsors: Chiu; Mar
Resolution supporting the Assembly's Democratic budget proposal, also known as the California Jobs Budget.

REFERRED to the Budget and Finance Committee

100765 [Urging Support for the Enforcement of the Preservation and Restoration of Sacred Heart Church]
Sponsor: Mirkarimi
Resolution urging the Department of Building Inspection to diligently monitor the status and the condition of the Historic Sacred Heart Church, documenting the understanding between the Megan Furth Academy and its neighbors, seeking re-installation of the exterior stained glass windows and requesting the City Attorney to open an investigation for the purpose of enforcing possible violation of the Building and Planning Codes.

REFERRED to the Land Use and Economic Development Committee

Supervisor Dufty requested that File No. 100767 be severed so that it may be considered separately.

100767 [Freedom Flotilla and Gaza Blockade]
Sponsors: Avalos; Maxwell
Resolution joining the global community, including international human rights organizations, The Elders, over 50 nations, and thousands of Bay Area residents in condemning the Israeli Defense Forces' military attack on the Freedom Flotilla on May 31, 2010, that resulted in the death of at least nine people, including a United States citizen; and urging President Barack Obama and Congress to continue their work addressing the humanitarian crisis in Gaza, actively seek an end to the blockade, and work towards genuine peace and security for all peoples in the region.

REFERRED to the City Operations and Neighborhood Services Committee

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100795 [Honoring Jill Lerner on her Retirement from the City and County of San Francisco]
Sponsors: Dufty; Elsbernd
Resolution honoring Jill Lerner on her retirement from the City and County of San Francisco and wishing her the best in all of her future endeavors.

Resolution No. 276-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by Supervisor or Mayor

Ordinances

100808 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Police]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

06/15/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100809 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 1)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

06/15/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100810 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 2)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

06/15/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100811 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Units P-1 & P-2A)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

06/15/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100812 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Unit P-2B)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

06/15/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Resolutions

100763 [Supporting the Budget Efforts of the Democratic Leadership in the California Senate and Assembly]
Sponsors: Chiu; Mar
Resolution supporting the Assembly's Democratic budget proposal, also known as the California Jobs Budget.

06/08/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

06/15/10; REFERRED to Budget and Finance Committee.

100765 [Urging Support for the Enforcement of the Preservation and Restoration of Sacred Heart Church]
Sponsor: Mirkarimi
Resolution urging the Department of Building Inspection to diligently monitor the status and the condition of the Historic Sacred Heart Church, documenting the understanding between the Megan Furth Academy and its neighbors, seeking re-installation of the exterior stained glass windows and requesting the City Attorney to open an investigation for the purpose of enforcing possible violation of the Building and Planning Codes.

06/08/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

06/15/10; REFERRED to Land Use and Economic Development Committee.

100767 [Freedom Flotilla and Gaza Blockade]
Sponsors: Avalos; Maxwell
Resolution joining the global community, including international human rights organizations, The Elders, over 50 nations, and thousands of Bay Area residents in condemning the Israeli Defense Forces' military attack on the Freedom Flotilla on May 31, 2010, that resulted in the death of at least nine people, including a United States citizen; and urging President Barack Obama and Congress to continue their work addressing the humanitarian crisis in Gaza, actively seek an end to the blockade, and work towards genuine peace and security for all peoples in the region.

06/08/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

06/15/10; REFERRED to City Operations and Neighborhood Services Committee.

100796 [Agreement for Vehicle Towing, Storage and Disposal Services with TEGSCO, LLC, dba San Francisco Auto Return]
Sponsor: Elsbernd
Resolution approving the amended and restated service agreement and property use license for towing, storage and disposal of abandoned and illegally parked vehicles by and between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, d.b.a. San Francisco Auto Return.

06/15/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100804 [Interim Zoning - Requiring Conditional Use Authorization for Change in Use or Reduction of Child Care Facilities]
Sponsors: Alioto-Pier; Dufty, Daly, Chiu and Maxwell
Resolution imposing interim zoning controls establishing a requirement for conditional use authorization for a change in use or reduction in size of any child care facility that serves more than 13 children, for an 18 month period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

06/15/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100805 [Memorandum of Understanding - Clipper Program Operations and Maintenance]
Sponsor: Dufty
Resolution approving the Memorandum of Understanding with the Metropolitan Transportation Commission, and other Bay Area transit agencies, for the future operation and maintenance of the Clipper Program.
(Fiscal Impact.)

06/15/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100806 [Accept and Expend Grant - California Colon Cancer Control Health Program - $320,367]
Sponsors: Dufty; Chu
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the California Department of Public Health in the amount of $320,367 to fund the California Colon Cancer Control Health Program for the period May 1, 2010, through June 30, 2013.

06/15/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100807 [Accept and Expend Grant - President's Emergency Plan for Aid - $200,331]
Sponsors: Dufty; Campos
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of $200,331 from the University of California San Francisco to assist with a project entitled "President's Emergency Plan for Aid" for the period April 1, 2010, through March 31, 2011.

06/15/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100813 [Agreement with the San Francisco County Transportation Authority Relating to Yerba Buena Island Ramps - Not to Exceed $18,830,000]
Sponsor: Mayor
Resolution approving a Third Amendment to the Memorandum of Agreement between the Treasure Island Development Authority and the San Francisco County Transportation Authority for project management services and consultant services for the preparation of a project report and environmental document for the Yerba Buena Island Ramps to amend the scope of work and increase the not to exceed budget to $18,830,000.

06/15/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100814 [Amendment to Treasure Island Development Authority Contract with AMEC Geomatrix, Inc. - Not to Exceed $1,799,000]
Sponsor: Mayor
Resolution approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc. to extend the term through June 30, 2011, and to increase the contract by an amount not to exceed $180,000 for a new total amount not to exceed $1,799,000 for environmental consulting services.

06/15/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100815 [Confirming the Reappointment of James W. Haas to the City Hall Preservation Advisory Commission]
Sponsor: Mayor
Resolution confirming the reappointment of James W. Haas to the City Hall Preservation Advisory Commission.

06/15/10; RECEIVED AND ASSIGNED to Rules Committee.

100817 [Supporting the Designation as a Preserve America Community]
Sponsor: Chiu
Resolution supporting the designation of the City and County of San Francisco as a Preserve America Community by the United States Department of the Interior.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100818 [Recurring Grant Funds to the Department of Public Health - FY2010-2011]
Sponsor: Chu
Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2010-2011.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100819 [Honoring Gigi Guevarra]
Sponsor: Dufty
Resolution honoring Gigi Guevarra on the occasion of her retirement from 23 years of service to the City and County of San Francisco.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100820 [Requesting that the Prohibition on Gay Men Donating Blood be Revised]
Sponsors: Dufty; Campos
Resolution calling upon the United States Food and Drug Administration to revise their longstanding prohibition on gay men donating blood.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100821 [Urging the Rejection of Assembly Bill 746 regarding Conflict of Interest]
Sponsors: Chiu; Campos and Avalos
Resolution urging the California State Legislature to reject the passage of Assembly Bill 746 regarding conflicts of interest.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100822 [Excluding Tobacco Products from the Trans-Pacific Partnership Trade Negotiations and all Future Trade Agreements]
Sponsor: Mar
Resolution calling on U.S. Trade Negotiators to exclude lethal tobacco and tobacco products from the Trans-Pacific Partnership and other trade agreements negotiated by the United States, and urging the appointment of public health representatives to advise U.S. Trade Negotiators to protect public health.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100823 [Supporting Soda Free Summer]
Sponsor: Mar
Resolution supporting Soda Free Summer.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100824 [Opposing the Safe, Clean, and Reliable Drinking Water Supply Act of 2010]
Sponsor: Mar
Resolution opposing the Safe, Clean, and Reliable Drinking Water Supply Act of 2010.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100825 [Opposing the Reduction in Minimum Standards for Basic Telephone Service]
Sponsor: Maxwell
Resolution opposing a proposal of the California Public Utilities Commission to reduce the minimum standards for basic telephone service in California.

100827 [Political Campaign Spending by Pacific Gas and Electric Co.]
Sponsors: Mirkarimi; Campos
Resolution demanding refund of shareholder and ratepayer money used to finance Prop 16, urging the San Francisco Employees' Retirement System Board to reform its proxy investment policies with regard to its holdings with Pacific Gas and Electric Co. (PG&E), requesting the California Public Utilities Commission to closely scrutinize PG&E's current rate request, and requesting PG&E CEO Peter Darbee to discuss San Francisco's renewable energy needs.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100828 [Honoring Officer Waldemar L. Jentzsch]
Sponsor: Dufty
Resolution recognizing Officer Waldemar L. Jentzsch of the San Francisco Police Department.

06/15/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

100770 [Committee of the Whole - Hearing on the Report of Assessment Costs for Sidewalk and Curb Repairs]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 29, 2010, at 3:00 p.m., to hold a public hearing on the resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)

06/07/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100773 [Committee of the Whole - Hearing on the Report of Assessment Costs for Blighted Properties]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 29, 2010, at 3:00 p.m., to hold a public hearing on the resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

06/14/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

100798 [Clarifying Who is Responsible for Collecting and Remitting Third-Party Taxes; Consolidating Definitions and Amending the Definition of "Permanent Resident"]

Sponsor: Mayor

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 2, 2010, election entitled "Ordinance amending the San Francisco Business and Tax Regulations Code by amending Section 6.2-13 of Article 6 - Common Administrative Provisions, Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, and Section 601 of Article 9 - Tax on Occupancy of Parking Space in Parking Stations, to amend and consolidate the definition of "Operator" and to clarify who is responsible for collecting and remitting third-party taxes; and amending Section 501 of Article 7 - Tax on Transient Occupancy of Hotel Rooms, to specify that a "Permanent Resident" is an "individual."

06/15/10; RECEIVED AND ASSIGNED to Rules Committee.

100802 [Civil Sidewalks]

Sponsor: Mayor

Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 2, 2010, election entitled "Ordinance amending the San Francisco Police Code by adding Section 168 to promote civil sidewalks."

06/15/10; RECEIVED AND ASSIGNED to Rules Committee.

100816 [Transfer of Function of Departments]
Sponsor: Avalos
Hearing regarding the Mayor's Notice of Transfer of Function of Departments letter dated June 1, 2010, in relation to the FY2010-2011 budget pursuant to Charter Section 4.132.

06/15/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100826 [Promoting Good Government by Prohibiting Dual Office Holding in a City Elective Office and an Elected Board of a Political Party County Central Committee]
Sponsor: Mayor
Hearing to consider the proposed initiative ordinance to be submitted by the Mayor to the voters at the November 2, 2010, election entitled "Ordinance amending Chapter 2 of Article III of the San Francisco Campaign and Governmental Conduct Code by adding Section 3.221 to prohibit dual office holding in a City elective office and an elected board of a political party county central committee."

06/15/10; RECEIVED AND ASSIGNED to Rules Committee.

Introduced by President at Request of Department

PROPOSED ORDINANCE

100467 [Zoning Map Amendment for One Capitol Avenue]
Ordinance amending Section Maps ZN12 of the Zoning Maps of the City and County of San Francisco for the real property at One Capitol Avenue (Assessor's Block No. 7148/Lot No. 040), to reclassify the property from a P (Public) Zoning District to an RH-1 (Residential, House, One-Family) Zoning District; and adopting General Plan, Planning Code Section 101.1, and environmental findings. (Planning Department)

06/01/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

100694 [Contract Amendment to the Fuel Contract to Increase the Not to Exceed Amount from $25,000,000 to $50,000,000]
Resolution approving the Third Amendment to the Agreement between the City and Western States Oil (Contractor) increasing the total not to exceed amount of the contract from $25,000,000 to $50,000,000 and extending the term for one year, pursuant to Charter Section 9.118(b). (Office of Contract Administration)
(Fiscal Impact.)

06/04/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100772 [Report of Assessment Costs for Sidewalk and Curb Repairs]
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

06/07/10; ASSIGNED to Board of Supervisors.

100775 [Report of Assessment Costs for Blighted Properties]
Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

06/07/10; ASSIGNED to Board of Supervisors.

100780 [Amendment to Treasure Island South Waterfront Master Lease]
Resolution approving the Twenty-Sixth Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/04/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100781 [Amendment to Treasure Island Land and Structures Master Lease]
Resolution approving the Thirty-Fourth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/04/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100782 [Amendment to Treasure Island Marina Master Lease]
Resolution approving the Fourteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/04/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100783 [Amendment to Treasure Island Childcare Master Lease]
Resolution approving the Sixth Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/04/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100784 [Amendment to Treasure Island Event Venues Master Lease]
Resolution approving the Twenty-Second Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

06/04/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100785 [Approving Modification to the Cooperative Agreement between the Treasure Island Development Authority and the U.S. Navy]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Modification to the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2010, to September 30, 2011. (Treasure Island Development Authority)

06/04/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Requests Granted

From: Supervisor Avalos
To: City Attorney
Requesting/Inquiring: Requesting legislation establishing a First Responder Fee for the private ambulances operating within the City and County of San Francisco.

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irvine and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily
Northwest corner of Hayes and Gough

City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following private property locations:

Garbage Cans
Southwest corner of Hayes and Fillmore
Northeast corner of Clayton and Haight
Southeast corner of Oak and Broderick
Northwest corner of Fillmore and Hayes
Southwest corner of Fell and Fillmore
Southeast and Southwest corners of Cole and Haight

Northeast corner of Lyon and Haight
Southwest corner of Buena Vista East and Haight

Mailboxes
Northeast corner of Clayton and Fulton
Southwest corner of Masonic and Haight
Northeast corner of Divisadero and Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

100 Broderick
798 Haight
160 Pierce
500 Fillmore
1355 Fulton
1310 Fulton
208 Scott
672 Haight
674 Haight
901 Haight
904 Haight
959 Haight
115 Haight
1552 Haight
1369 Haight
1371 Haight
1035 Haight
1051 Haight
633 Cole

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Metal Pole
In front of 1214 Haight
In front of 937 Haight
Across the street from 1150 Haight
Northwest corner of Fillmore and Hermann
Southwest corner of Clayton and Frederick
Southeast corner of Buena Vista West and Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Utility Boxes
Northeast corner of Hickory and Buchanan
Northeast corner of Scott and Waller

Bus Shelters
Southwest corner of Fillmore and Oak

Southwest corner of Pierce and Haight
Northeast corner of Fillmore and Oak
Northwest corner of Stanyan and Haight
Southwest corner of Pierce and Haight
Southeast corner of Buena Vista East and Haight
Southwest corner of Buena Vista East and Haight
Fillmore and Haight, all 4 bus stops, graffiti and grime

Fire Hydrant
Northeast corner of Lyon and Haight

Emergency Boxes
Northeast corner of Haight and Scott
Northeast corner of Fell and Divisadero

In Memoriams

John Wooden – Supervisor Alioto-Pier
Eleanor Jean Mirabella – Supervisor Chu
Jesse Mason – Supervisor Maxwell
John King Sr. – Supervisor Maxwell

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 12:07 a.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 20, 2010.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 16 2011

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Tuesday, June 22, 2010 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Avalos, Mirkarimi, Elsbernd	Wednesday 11:00 AM
City and School District Select Committee Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu, Avalos, Dufty	2nd and 4th Monday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Chu, Daly	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Maxwell, Mar, Chiu	Monday 1:00 PM
Public Safety Committee Supervisors Chiu, Mirkarimi, Elsbernd	1st and 3rd Monday 10:00 AM
Rules Committee Supervisors Campos, Alioto-Pier, Mar	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:07 p.m. On the call of the roll, Supervisor Alioto-Pier was noted absent. There was a quorum.

Supervisor Alioto-Pier Excused from Voting

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved to excuse Supervisor Alioto-Pier from voting. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Maxwell, seconded by Supervisor Daly, moved to approve the Board Meeting Minutes of May 18, 2010. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Budget and Finance Sub-Committee

100360 [Recreation and Park Department - Harding Park Fees]
Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.12, to increase greens fees at Harding Park Golf Course, and making environmental findings. (Recreation and Park Department)

FINALLY PASSED

100363 [Revising Board of Appeals Surcharges]
Sponsor: Mayor
Ordinance amending San Francisco Administrative Code, Chapter 10G, Section 10G.1 to adjust the surcharges on permit fees, license fees, permit review fees and permit and license renewal fees imposed by the Department of Building Inspection, the Planning Commission, the San Francisco Municipal Transportation Agency Board of Directors, the Department of Public Works, the Entertainment Commission, and the Department of Public Health for permits and licenses that may be appealed to the Board of Appeals; remove the surcharge imposed by the Art Commission for Street Artist Certificates; and making environmental findings.

FINALLY PASSED

100642 [Appropriating $727,265 of General Fund Reserve and De-Appropriating $397,801 for Salaries, Disability, and Workers' Compensation in the Sheriff's Department - FY2009-2010]
Sponsor: Mayor
Ordinance appropriating $727,265 of General Fund Reserve and de-appropriating $397,081 of expenditure contingency to fund salary expenditures due to State reductions in the Courts, disability pay, and workers' compensation claims in the Sheriff's Department for FY2009-2010. (Fiscal Impact.)

FINALLY PASSED

100643 [Accept and Expend Grant - Federal Department of Energy Appropriations and Amendment to the Annual Salary Ordinance, FY2009-2010 - $1,000,000]
Sponsor: Mayor
Ordinance authorizing the Department of the Environment to accept and expend a grant in the amount of $1,000,000 from the Federal U. S. Department of Energy appropriations to support the San Francisco Electric Vehicle Initiative and amending Ordinance No. 183-09 to reflect the addition of two (2) grant funded positions at the Department of the Environment.

FINALLY PASSED

Recommendation of the Budget and Finance Committee

100734 [Approval of a Loan from the Low Income Investment Fund to Refinance Existing Section 108 United States Department of Housing and Urban Development Loans - Not to Exceed $1,925,000]
Sponsor: Mayor
Resolution approving a loan in the amount not to exceed $1,925,000 to the City and County of San Francisco from the Low Income Investment Fund to refinance existing Section 108 United States Department of Housing and Urban Development loans.

ADOPTED

Recommendation of the City Operations and Neighborhood Services Committee

100673 [Accept and Expend Grant - Prevention Umbrella for MSM in the Americas - $101,261]

Sponsors: Chu; Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of $101,261 from the Public Health Foundation Enterprises, Inc., to assist with a project entitled "Prevention Umbrella for MSM in the Americas" for the period of April 1, 2010, through March 31, 2011.

ADOPTED

Recommendation of the Rules Committee

100584 [Appointment as Road Commissioner - Edward D. Reiskin]

Sponsor: Mayor

Ordinance appointing Edward D. Reiskin, Director of the Department of Public Works, as Road Commissioner for the City and County of San Francisco, and repealing Ordinance 63-07.

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Excused: 1 - Alioto-Pier

REGULAR AGENDA

UNFINISHED BUSINESS

From the Budget and Finance Sub-Committee Without Recommendation

100469 [Recreation and Park Department - Botanical Garden Non-Resident Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.46, to establish admission fees to the Botanical Garden for non-San Francisco residents, and making environmental findings.

FINALLY PASSED by the following vote:

Ayes: 7 - Avalos, Campos, Chiu, Chu, Daly, Elsbernd, Maxwell
Noes: 3 - Dufty, Mar, Mirkarimi
Excused: 1 - Alioto-Pier

Recommendation of the Budget and Finance Sub-Committee

100567 [Official Advertising, FY2010-2011]
Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for all official advertising (Type 1 and Type 2) for FY2010-2011. (Office of Contract Administration)

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly
Excused: 1 - Alioto-Pier

Resolution designating the Examiner and the San Francisco Chronicle as the official newspapers of the City and County of San Francisco for all official advertising (Type 1 and Type 2) for FY2010-2011. (Office of Contract Administration)

ADOPTED AS AMENDED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly
Excused: 1 - Alioto-Pier

Recommendations of the Budget and Finance Committee

100700 [Interim Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]

Sponsor: Mayor

Interim Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures of the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012.

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100702 [Interim Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]

Sponsor: Mayor

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

FINALLY PASSED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

Recommendation of the City Operations and Neighborhood Services Committee

100104 [Retailers Duty to Disclose Specific Absorption Rate Values for Cell Phones]

Sponsors: Mayor; Maxwell

Ordinance amending the San Francisco Environment Code by adding Chapter 11, Sections 1100 through 1106, to require retailers to disclose specific absorption rate values for cell phones, and making environmental findings.

(Supervisor Elsbernd dissented in Committee)

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi
Noes: 1 - Elsbernd
Excused: 1 - Alioto-Pier

NEW BUSINESS

Recommendations of the Budget and Finance Committee

100712 [Increasing Animal Care and Control Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 1, by amending Sections 41.9, 41.10, 41.15, 41.16, 41.17, and 41.22, to increase fees and set new fees for the Department of Animal Care and Control and to update language to reflect current practices; amending Section 41.25 to authorize administrative citations for violation of specified Health Code sections; amending Section 41.26 to update language regarding fee changes in subsequent fiscal years; and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100722 [San Francisco Enterprise Zone Tax Credit Forms and Fee]
Sponsor: Mayor
Ordinance amending Administrative Code, Chapter 2A, Article XIX, by amending Section 2A.270 to authorize the Economic and Workforce Development Department to process forms and supporting documentation to establish eligibility for San Francisco Enterprise Zone tax credits, authorizing fee, and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100742 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]
Sponsor: Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: budget analyst (Board of Supervisors); absentee voter ballot distribution (Department of Elections); LGBT Anti-violence Education and Outreach Program (District Attorney); central shops security, convention facilities management, janitorial services, and security services (General Services Agency-City Administrator); security services-1680 Mission Street (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); Project S.A.F.E. (Police); and food services (Sheriff).

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100743 [Refunding Certificates of Participation - Not to Exceed $155,000,000]
Sponsor: Mayor

Ordinance authorizing the execution and delivery of Refunding Certificates of Participation in an aggregate principal amount not to exceed $155,000,000 to refinance certain certificates of participation that financed various capital improvement projects; approving the form of a Trust Agreement between the City and County of San Francisco and the trustee (including certain indemnities contained therein); authorizing the selection of a trustee (Trustee); approving the form of a Property Lease between the City and the Trustee named therein relating to certain property generally known as the San Bruno Complex and certain other City-owned property; approving the form of a Project Lease between the City and the Trustee (including certain indemnities contained therein); approving the form of an Escrow Agreement between the City and an Escrow Agent named therein (including certain indemnities contained therein); approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Refunding Certificates of Participation, if sold by competitive sale; authorizing certain actions relating to the Refunding Certificates of Participation, if sold by negotiated sale and approving the form of a Purchase Contract between the City and an Underwriter named therein; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Refunding Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Maxwell, seconded by Supervisor Campos, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

Supervisor Maxwell introduced, welcomed, and presented a Certificate of Honor to Luminalt SF Solar and Grace Tabernacle Church in recognition of their accomplishments and continued community support.

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

100583 [Memorandum of Understanding - International Union of Operating Engineers Stationary Engineers, Local 39]
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers Stationary Engineers, Local 39, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100608 [Memorandum of Understanding - Multiple Unions (Crafts Coalition)]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100609 [Memorandum of Understanding - San Francisco Institutional Police Officers' Association]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100610 [Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100611 [Memorandum of Understanding - International Brotherhood of Electrical Workers, Local Union 6]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100612 [Memorandum of Understanding - Municipal Attorneys' Association]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100613 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, Supervising Probation Officers]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100614 [Memorandum of Understanding - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100615 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO to be effective July 1, 2010, though June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100616 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100617 [Memorandum of Understanding - Transport Workers Union of America, Local 200]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100618 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Non-MTA 7410)]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100619 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100620 [Memorandum of Understanding - Service Employees International Union, Local 1021]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100621 [Memorandum of Understanding, Amendment No. 4 – Municipal Executives' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100622 [Memorandum of Understanding, Amendment No. 3 - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing the Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100623 [Memorandum of Understanding, Amendment No. 2 - San Francisco District Attorney Investigators' Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award that establishes Amendment No. 2 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, by implementing specified terms and conditions of employment for FY2010-2011.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100624 [Memorandum of Understanding, Amendment No. 4 - Union of American Physicians and Dentists (Unit 8-CC)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100625 [Memorandum of Understanding, Amendment No. 3 - Union of American Physicians and Dentists (Unit 11-AA)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100626 [Memorandum of Understanding, Amendment No. 1 - Laborers International Union, Local 261]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2009-2011 Memorandum of Understanding between the City and County of San Francisco and the Laborers, Local 261 by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100627 [Memorandum of Understanding, Amendment No. 3 - Automotive Machinists Union, Local 1414]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

100628 [Compensation for Unrepresented Employees]

Sponsor: Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment, effective July 1, 2010.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

Recommendation of the Rules Committee

100797 [Appointment, Market and Octavia Community Advisory Committee - Kenneth Wingard]

Motion appointing Kenneth Wingard, term ending December 16, 2010, to the Market and Octavia Community Advisory Committee. (Clerk of the Board)
Kenneth Wingard, seat 4, succeeding Brad Villers, deceased, must be a local merchant and live or work within the Plan area, for the unexpired portion of a two-year term ending December 16, 2010.

APPROVED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Dufty was noted absent at 2:35 p.m. and was noted present at 2:51 p.m.

PUBLIC COMMENT

James Chaffee; expressed concerns relating to the SF Public Library.
Regina Bostick; expressed concerns relating to basic telephone service standards legislation.
Abdallah Megahed; expressed various concerns.
Walter Paulson; shared in song certain concerns with the Board.
Nicholas Holbrook; expressed concerns relating to proposed sit/lie legislation.
Hima; expressed concerns relating to strip club exploitation.
Dave; expressed various concerns.
Ariana; expressed concerns relating to proposed budget cuts.
Nellie Granado; expressed concerns relating to proposed budget cuts.
Terri Priestly; expressed concerns relating to proposed budget cuts.
Michael Goldman; expressed concerns relating proposed budget cuts.
Greg Ledbetter; expressed concerns relating to proposed budget cuts.
Christine Moyer; expressed concerns relating to proposed budget cuts and proposed sit/lie legislation.
Male Speaker; expressed concerns relating to proposed budget cuts.
Jose Castillo; expressed concerns relating to proposed alcohol mitigation fee legislation.
Female Speaker; expressed concerns relating to proposed sit/lie legislation.
Male Speaker; expressed concerns relating to proposed budget cuts.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

100817 [Supporting the Designation as a Preserve America Community]
Sponsor: Chiu
Resolution supporting the designation of the City and County of San Francisco as a Preserve America Community by the United States Department of the Interior.
ADOPTED

100818 [Recurring Grant Funds to the Department of Public Health - FY2010-2011]
Sponsor: Chu
Resolution authorizing the acceptance and expenditure of State grant funds by the San Francisco Department of Public Health for FY2010-2011.
ADOPTED

100819 [Honoring Gigi Guevarra]
Sponsor: Dufty
Resolution honoring Gigi Guevarra on the occasion of her retirement from 23 years of service to the City and County of San Francisco.
ADOPTED

100820 [Requesting that the Prohibition on Gay Men Donating Blood be Revised]
Sponsors: Dufty; Campos
Resolution calling upon the United States Food and Drug Administration to revise their longstanding prohibition on gay men donating blood.
ADOPTED

100821 [Urging the Rejection of Assembly Bill 746 regarding Conflict of Interest]
Sponsors: Chiu; Campos and Avalos
Resolution urging the California State Legislature to reject the passage of Assembly Bill 746 regarding conflicts of interest.
ADOPTED

100822 [Excluding Tobacco Products from the Trans-Pacific Partnership Trade Negotiations and all Future Trade Agreements]
Sponsor: Mar
Resolution calling on U.S. Trade Negotiators to exclude lethal tobacco and tobacco products from the Trans-Pacific Partnership and other trade agreements negotiated by the United States, and urging the appointment of public health representatives to advise U.S. Trade Negotiators to protect public health.
ADOPTED

100823 [Supporting Soda Free Summer]
Sponsor: Mar
Resolution supporting Soda Free Summer.
ADOPTED

100824 [Opposing the Safe, Clean, and Reliable Drinking Water Supply Act of 2010]
Sponsor: Mar
Resolution opposing the Safe, Clean, and Reliable Drinking Water Supply Act of 2010.
ADOPTED

100828 [Honoring Officer Waldemar L. Jentzsch]
Sponsor: Dufty
Resolution recognizing Officer Waldemar L. Jentzsch of the San Francisco Police Department.
ADOPTED

100770 [Committee of the Whole - Hearing on the Report of Assessment Costs for Sidewalk and Curb Repairs]
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 29, 2010, at 3:00 p.m., to hold a public hearing on the resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board)
APPROVED

100773 [Committee of the Whole - Hearing on the Report of Assessment Costs for Blighted Properties]

Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 29, 2010, at 3:00 p.m., to hold a public hearing on the resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

APPROVED

100799 [Final Map 5736 - 1042 Pine Street]

Motion approving Final Map 5736, a 5 Unit Residential Condominium Project, located at 1038 - 1042 Pine Street being a subdivision of Lot 009 in Assessors Block No. 0253 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Maxwell requested that File No. 100825 be severed so that it may be considered separately.

100825 [Opposing the Reduction in Minimum Standards for Basic Telephone Service]
Sponsor: Maxwell

Resolution opposing a proposal of the California Public Utilities Commission to reduce the minimum standards for basic telephone service in California.

ADOPTED by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

Supervisor Elsbernd requested that File No. 100827 be severed so that it may be considered separately.

100827 [Political Campaign Spending by Pacific Gas and Electric Co.]
Sponsors: Mirkarimi; Campos
Resolution demanding refund of shareholder and ratepayer money used to finance Prop 16, urging the San Francisco Employees' Retirement System Board to reform its proxy investment policies with regard to its holdings with Pacific Gas and Electric Co. (PG&E), requesting the California Public Utilities Commission to closely scrutinize PG&E's current rate request, and requesting PG&E CEO Peter Darbee to discuss San Francisco's renewable energy needs.

Supervisor Elsbernd, seconded by Supervisor Chu, moved that this Resolution be CONTINUED to June 29, 2010. The motion carried by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Alioto-Pier

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

100865 [Establishing an Alcohol Mitigation Fee]
Sponsors: Avalos; Mirkarimi, Maxwell and Mar
Ordinance amending the San Francisco Administrative Code, Chapter 106, by adding Sections 106 through 106.28, to impose a fee on alcoholic beverage wholesalers and certain other persons who distribute or sell alcoholic beverages in San Francisco to: 1) recover a portion of San Francisco's alcohol-attributable unreimbursed health costs, and; 2) fund administration costs.

06/22/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100866 [Memorandum of Understanding, Amendment No. 2 - Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B)]
Sponsor: Mayor
Ordinance adopting and implementing Amendment No. 2 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B.), by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

06/22/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100867 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Fire]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

06/22/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100868 [Memorandum of Understanding - Service Employees International Union, Local 1021 Staff and Per Diem Nurses]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021 Staff and Per Diem Nurses, to be effective July 1, 2010, through June 30, 2012.

06/22/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100873 [Animal Care and Control Welfare Fund - Not to Exceed $50,000]

Sponsor: Chu

Ordinance amending the San Francisco Administrative Code, Chapter 10, by amending Section 10.100-23, to change the gift fund category for the Animal Care and Control Welfare Fund, and to authorize the Department of Animal Care and Control to accept gifts of cash, equipment, property and services not to exceed $50,000.

06/22/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100661 [Subdivision Code - Candlestick Point and Hunters Point Shipyard]

Sponsors: Mayor; Maxwell

Ordinance amending the Hunters Point Shipyard Subdivision Code to rename the Code's Division 3 title and make various amendments pertaining to the subdivision process in Phase 2 of the Hunters Point Shipyard Redevelopment Plan and Zone 1 of the Bayview Hunters Point Redevelopment Project Area, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps; and making environmental findings.

05/18/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 6/17/2010.

05/25/10; REFERRED TO DEPARTMENT.

06/22/10; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

100869 [Accept and Expend Grant - Airport K-9 Explosives Detection Team Program - $700,500]

Sponsor: Elsbernd

Resolution authorizing the Airport Commission to retroactively accept and expend funding in a total amount of $700,500 from the Transportation Security Administration for the Airport K-9 Explosives Detection Team Program.

06/22/10; RECEIVED AND ASSIGNED to Public Safety Committee.

100870 [Establishing Area Plan Infrastructure Finance Committee]

Sponsor: Maxwell

Resolution establishing an Area Plan Infrastructure Finance Committee to supervise a consultant study to develop policy criteria and recommendations on the use of Infrastructure Finance Districts (IFDs) in newly adopted area plans, including within the Eastern Neighborhoods Area Plans, to determine the appropriate steps to form IFDs, and to supervise the formation of a pilot Infrastructure Finance District in Rincon Hill.

06/22/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100871 [Formation of a Community Facilities District and Approving Related Agreements]

Sponsors: Mayor; Dufty

Resolution approving the formation of a community facilities district and the issuance of special tax bonds by the Association of Bay Area Governments Finance Authority for nonprofit corporations related to City fees and charges applicable to new development projects; making certain findings; approving the form of Joint Community Facilities Agreement; and granting general authority to City officials to take actions necessary or desirable to implement the purposes of this resolution.

06/22/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/22/2010.

100874 [Reform of California State Law Regarding Franchise Perpetuities]

Sponsors: Mirkarimi; Campos

Resolution requesting the California State Legislature reform current law to permit local jurisdictions to re-negotiate franchise agreements previously executed in perpetuity by declaring such contracts as contrary to the public interest, setting an expiration date for such contracts, and statutorily limiting the duration of future agreements.

06/22/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100875 [Declaration of Election Results of June 8, 2010, Consolidated Statewide Direct Primary Election]

Sponsors: Chiu; Campos

Resolution declaring the results of the June 8, 2010, Consolidated Statewide Direct Primary Election.

06/22/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

100872 **[Committee of the Whole - Hearing on Proposed Amendments to the Bayview Hunters Point and Hunters Point Shipyard Redevelopment Plans]**
Sponsor: Maxwell
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 13, 2010, at 3:00 p.m., to hold a public hearing on the proposed amendments to the Redevelopment Plans for the Bayview Hunters Point and Hunters Point Shipyard Project Areas.

06/22/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100756 **[Establishing a Progressive Payroll Expense Tax Rate Structure and Reducing Selected Payroll Expense Tax Rates; Imposing a Gross Receipts Tax on the Rental of Commercial Real Property]**
Sponsor: Chiu
Motion ordering submitted to the voters an ordinance revising the payroll expense tax to establish a progressive tax rate structure and reducing selected payroll expense tax rates and imposing a gross receipts tax on the rental of commercial real property, at an election to be held on November 2, 2010.
(Economic Impact.)

06/08/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/8/2010.

06/22/10; TRANSFERRED to Budget and Finance Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irvine and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily
Northwest corner of Hayes and Gough

City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans
Northeast corner of Clayton and Fulton
Northeast corner of Scott and Waller

Mailbox
Northwest corner of McAllister and Steiner

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

459 Broderick
901 Oak
798 Haight
208 Scott
238 Scott
978 Page
316 Divisadero
907 Fell
401 Duboce
685 Haight
630 Haight
591 Haight
585 Haight
553 Fillmore
350 Laguna
355 Laguna

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood Pole
Southwest corner of Oak and Scott

Metal Poles
Northwest corner of Fillmore and Grove
Southeast corner of McAllister and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Utility Boxes
Northeast corner of Linden and Buchanan

Bus Shelters
Southwest corner of Fillmore and Oak
Southwest corner of Pierce and Haight
Northeast corner of McAllister and Divisadero
Southwest corners of Pierce, Hayes, and Fillmore
Fillmore and Haight (all four bus stops-graffiti and grime)

Emergency Boxes
Southeast corner of McAllister and Pierce
Northwest corner of Waller and Pierce

In Memoriams

Angelina Genaro Alioto - Supervisor Dufty
Elva Roberts Smith - Supervisor Dufty
William "Nicky" Huertas - Supervisor Mirkarimi
Norma Satten - Supervisor Chu & Supervisor Mirkarimi
Mary Rita Greene - Supervisor Chu

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:38 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on July 27, 2010.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

Tuesday, June 29, 2010 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Avalos, Mirkarimi, Elsbernd	Wednesday 11:00 AM
City and School District Select Committee Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu, Avalos, Dufty	2nd and 4th Monday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Chu, Daly	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Maxwell, Mar, Chiu	Monday 1:00 PM
Public Safety Committee Supervisors Chiu, Mirkarimi, Elsbernd	1st and 3rd Monday 10:00 AM
Rules Committee Supervisors Campos, Alioto-Pier, Mar	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:10 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Chu, moved to approve the Board Meeting Minutes of May 25, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from John Arntz, Director of Elections, certifying the results of the votes as cast at the Consolidated Statewide Direct Primary Election held on June 8, 2010. (See File No. 100875 below.)

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

100712 [Increasing Animal Care and Control Fees]
Sponsor: Mayor

Ordinance amending the San Francisco Health Code, Article 1, by amending Sections 41.9, 41.10, 41.15, 41.16, 41.17, and 41.22, to increase fees and set new fees for the Department of Animal Care and Control and to update language to reflect current practices; amending Section 41.25 to authorize administrative citations for violation of specified Health Code sections; amending Section 41.26 to update language regarding fee changes in subsequent fiscal years; and making environmental findings.

FINALLY PASSED

100722 [San Francisco Enterprise Zone Tax Credit Forms and Fee]
Sponsor: Mayor
Ordinance amending Administrative Code, Chapter 2A, Article XIX, by amending Section 2A.270 to authorize the Economic and Workforce Development Department to process forms and supporting documentation to establish eligibility for San Francisco Enterprise Zone tax credits, authorizing fee, and making environmental findings.

FINALLY PASSED

100743 [Refunding Certificates of Participation - Not to Exceed $155,000,000]
Sponsor: Mayor
Ordinance authorizing the execution and delivery of Refunding Certificates of Participation in an aggregate principal amount not to exceed $155,000,000 to refinance certain certificates of participation that financed various capital improvement projects; approving the form of a Trust Agreement between the City and County of San Francisco and the trustee (including certain indemnities contained therein); authorizing the selection of a trustee (Trustee); approving the form of a Property Lease between the City and the Trustee named therein relating to certain property generally known as the San Bruno Complex and certain other City-owned property; approving the form of a Project Lease between the City and the Trustee (including certain indemnities contained therein); approving the form of an Escrow Agreement between the City and an Escrow Agent named therein (including certain indemnities contained therein); approving the form of an Official Notice of Sale and a Notice of Intention to Sell the Refunding Certificates of Participation, if sold by competitive sale; authorizing certain actions relating to the Refunding Certificates of Participation, if sold by negotiated sale and approving the form of a Purchase Contract between the City and an Underwriter named therein; approving the form of an official statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Refunding Certificates of Participation; approving modifications to documents; and ratifying previous actions taken in connection therewith.

FINALLY PASSED

Recommendations of the Government Audit and Oversight Committee

100583 [Memorandum of Understanding - International Union of Operating Engineers Stationary Engineers, Local 39]
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Union of Operating Engineers Stationary Engineers, Local 39, to be effective July 1, 2010, through June 30, 2012.

FINALLY PASSED

100608 [Memorandum of Understanding - Multiple Unions (Crafts Coalition)]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Auto, Marine and Specialty Painters, Local Union No. 1176; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, to be effective July 1, 2010, through June 30, 2012.

FINALLY PASSED

100609 [Memorandum of Understanding - San Francisco Institutional Police Officers' Association]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association, to be effective July 1, 2010, through June 30, 2012.

FINALLY PASSED

100610 [Memorandum of Understanding - San Francisco Deputy Probation Officers' Association]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Probation Officers' Association, to be effective July 1, 2010, through June 30, 2012.

FINALLY PASSED

100611 [Memorandum of Understanding - International Brotherhood of Electrical Workers, Local Union 6]
Sponsor: Mayor
Ordinance adopting and implementing the arbitration award establishing the Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, to be effective July 1, 2010, through June 30, 2012.

FINALLY PASSED

100612 [Memorandum of Understanding - Municipal Attorneys' Association]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Municipal Attorneys' Association, to be effective July 1, 2010, through June 30, 2012.

FINALLY PASSED

100613 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, Supervising Probation Officers]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, to be effective July 1, 2010, through June 30, 2012.
FINALLY PASSED

100614 [Memorandum of Understanding - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38 to be effective July 1, 2010, through June 30, 2012.
FINALLY PASSED

100615 [Memorandum of Understanding - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO to be effective July 1, 2010, though June 30, 2012.
FINALLY PASSED

100616 [Memorandum of Understanding - Teamsters, Local 856 (Multi-Unit)]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Teamsters, Local 856 (Multi-Unit) to be effective July 1, 2010, through June 30, 2012.
FINALLY PASSED

100617 [Memorandum of Understanding - Transport Workers Union of America, Local 200]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 200, to be effective July 1, 2010, through June 30, 2012.
FINALLY PASSED

100618 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Non-MTA 7410)]
Sponsor: Mayor
Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Non-MTA 7410), to be effective July 1, 2010, through June 30, 2012.
FINALLY PASSED

100619 [Memorandum of Understanding - Transport Workers Union of America, Local 250-A (Multi-Unit)]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Transport Workers Union of America, AFL-CIO, Local 250-A (Multi-Unit), to be effective July 1, 2010, through June 30, 2012.

FINALLY PASSED

100620 [Memorandum of Understanding - Service Employees International Union, Local 1021]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, to be effective July 1, 2010, through June 30, 2012.

FINALLY PASSED

100622 [Memorandum of Understanding, Amendment No. 3 - International Federation of Professional and Technical Engineers, Local 21]

Sponsor: Mayor

Ordinance adopting and implementing the Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

FINALLY PASSED

100623 [Memorandum of Understanding, Amendment No. 2 - San Francisco District Attorney Investigators' Association]

Sponsor: Mayor

Ordinance adopting and implementing the arbitration award that establishes Amendment No. 2 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the San Francisco District Attorney Investigators' Association, by implementing specified terms and conditions of employment for FY2010-2011.

FINALLY PASSED

100624 [Memorandum of Understanding, Amendment No. 4 - Union of American Physicians and Dentists (Unit 8-CC)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8-CC) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

FINALLY PASSED

100625 [Memorandum of Understanding, Amendment No. 3 - Union of American Physicians and Dentists (Unit 11-AA)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 11-AA) by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

FINALLY PASSED

100626 [Memorandum of Understanding, Amendment No. 1 - Laborers International Union, Local 261]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2009-2011 Memorandum of Understanding between the City and County of San Francisco and the Laborers, Local 261 by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

FINALLY PASSED

100627 [Memorandum of Understanding, Amendment No. 3 - Automotive Machinists Union, Local 1414]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

FINALLY PASSED

100628 [Compensation for Unrepresented Employees]

Sponsor: Mayor

Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment, effective July 1, 2010.

FINALLY PASSED

Recommendations of the Rules Committee

100689 [Settlement of Lawsuit - Nelson A. Estival - $57,500]

Ordinance authorizing settlement of the lawsuit filed by Nelson A. Estival against the City and County of San Francisco for $57,500; the lawsuit was filed on July 24, 2008, in San Francisco Superior Court, Case No. CGC 09-477871, entitled Estival v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

100690 [Settlement of Lawsuit - Anthony Landry - $70,000]

Ordinance authorizing settlement of the lawsuit filed by Anthony Landry against the City and County of San Francisco for $70,000; the lawsuit was filed on July 17, 2008, in the San Francisco Superior Court, Case No. CGC 08-744565, entitled Anthony Landry v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

100691 [Settlement of Lawsuit - Bayshore Sanitary District - $407,000]

Ordinance authorizing settlement of the lawsuit entitled Bayshore Sanitary District v. City and County of San Francisco, et al., filed on November 21, 2007, in San Francisco Superior Court, Case No. 07-469434. Pursuant to the proposed settlement, the City will execute a revenue refund adjustment for the Bayshore Sanitary District's sewer services billings in the amount of $407,000. In return, the Bayshore Sanitary District will implement measures to ensure that future errors in measuring wastewater flow are promptly detected and corrected and limit its recovery of any overcharges due to equipment error in the future. (City Attorney)

PASSED, ON FIRST READING

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Severed from the Consent Agenda

Supervisor Elsbernd requested that File No. 100621 be severed so that it may be considered separately.

Supervisor Elsbernd Excused from Voting

Supervisor Campos, seconded by Supervisor Dufty, moved that Supervisor Elsbernd be excused from voting on File No. 100621. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi

Excused: 1 - Elsbernd

100621 [Memorandum of Understanding, Amendment No. 4 – Municipal Executives' Association]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 4 to the 2006-2011 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi

Excused: 1 - Elsbernd

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Sub-Committee

100581 [General Obligation Bonds - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds 2010 - Estimated Cost $46,150,000]
Sponsor: Mayor
Resolution determining and declaring that the public interest and necessity demand the construction, improvement and seismic retrofitting of multi-story wood framed affordable housing soft-story buildings for earthquake safety funded by the City or other qualified governmental housing finance agency, or owned by private third-parties and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of $39,140,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA) and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code Section 2.34.

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 7 - Avalos, Campos, Chiu, Daly, Mar, Maxwell, Mirkarimi
Noes: 4 - Alioto-Pier, Chu, Dufty, Elsbernd

NEW BUSINESS

Recommendations of the Budget and Finance Committee

100095 [Citywide Coordination of Information and Communications Technology]
Sponsor: Chiu
Ordinance amending Department of Technology and Committee on Information Technology responsibilities, establishing the position and duties of the Chief Information Officer, eliminating the Telecommunications Commission, adding San Francisco Administrative Code Chapter 22A, Sections 22A.1, 22A.2, 22A.3, 22A.4, 22A.5, 22A.6 and 22A.7, and deleting San Francisco Administrative Code Sections 3.24, 3.25, 11.85, 11.86,11.87, 11.88 and 11.89 to implement these changes.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100704 [Emergency Medical Technician Certificate Fee Increase]
Sponsor: Mayor
Ordinance amending the San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.8 to increase fees for Emergency Medical Technician certificates, and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100705 [Mayor's Office of Housing Administrative Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 8, by adding Section 8.43 to establish fees for applications to and subordination requests from the Mayor's Office of Housing.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100707 [Refuse Collection Service Liens and Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Heath Code, Article 6, by amending Sections 291.7, 291.13, 291.14, and 293.3, to allow the Department of Public Health to recover its full costs of processing residential and commercial liens for refuse collection services, provide a process for the Controller to adjust fees annually based on program costs, eliminate the monetary cap on the continuing appropriation account, clarify lien hearing procedures, and add an employee class to enforce Sections 293 through 293.2.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100708 [Golden Gate Park Concourse Underground Parking Facility Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.35 to increase the fees at the Golden Gate Park Concourse Underground Parking Facility, and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100709 [Police Department Permit Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Police Code, Article 1, by amending Section 2.1 to include a definition of "service fee" and amending Sections 2.26 and 2.27 to increase or establish certain Police Department permit filing, service and license fees and to delete duplicative or obsolete language, and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100710 [Increasing Street Artist Certificate Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Police code, Article 24, by amending Section 2404.1 to increase the fee for a Street Artist Certificate and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Alioto-Pier, Daly

100711 [Establishing a Fee to Regulate Revenue Control Equipment at Parking Stations]
Sponsor: Mayor
Ordinance amending the Business and Tax Regulation Code, Article 22, by adding Sections 2219, 2219.5, 2219.6, 2219.7, 2219.8, 2219.9, 2219.10 and 2219.11, to impose a fee on all parking stations that are subject to the requirements in Article 22 to recover administrative and enforcement costs.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100713 [Fire Department Services Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, Section 112, by amending Sections 112.8, 112.15, and Table 112-B to increase fees for certain Fire Department services, and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100714 [Fire Department Emergency Medical Services Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128.1 to increase fees for Fire Department emergency medical services and to update the language regarding fee changes in subsequent fiscal years, and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100717 [Registration Fees for Inspecting and Testing Commercial Weighing and Measuring Devices]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-5 to update registration fees for inspecting and testing commercial devices as authorized by California Business and Professions Code Sec. 12210.5 and set by the California Department of Food and Agriculture, and deleting obsolete language.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100716 [County Agricultural Commissioner's Schedule of Fees for Weighing and Measuring Devices]

Sponsor: Mayor

Resolution approving a schedule of fees to be charged by the County Agriculture Commissioner for testing of weighing and measuring devices initiated by written request and for reinspecting, retesting and recertifying weighing and measuring devices found to be outside the tolerances of specifications set by the California Department of Food and Agriculture upon an initial inspection prescribed by California Business and Professions Code Section 12210(a).

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100718 [Structural Pest Control Registration and Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-1 to establish reasonable registration fees for structural pest control businesses as authorized by the California Food and Agricultural Code Sections 15204 and 15204.5 and set by the California Department of Food and Agriculture, and deleting obsolete language.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100719 [Patient Rates]

Sponsor: Mayor

Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2010.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100720 [Food Permit Requirements and Fees for Caterers]

Sponsor: Mayor

Ordinance amending San Francisco Health Code, Article 8, by amending Section 451, and amending San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.1, and adding Section 249.22 to update definitions and add fees and permitting requirements for caterers, and provide a mechanism for the Controller's Office annually to adjust fees to track program costs.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100721 [Above-ground Storage Tank Fees]

Sponsor: Mayor

Ordinance amending San Francisco Health Code, Article 21, by amending Sections 1102 and 1176, by adding above-ground storage tank definitions and fees.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100723 [Building Code – Unsafe Building, Printing, and Reproduction Fees]
Sponsor: Mayor
Ordinance amending the Building Code, Chapter 1A, to amend Section 102A.3 to assess a monthly monitoring fee for specified unsafe buildings; Table 1A-D concerning inspector fees; Table 1A-K concerning violation monitoring fees; and Table 1A-L concerning printing and document reproduction fees; and adopting environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100741 [Accept and Expend Grant - Human Service Agency's Temporary Assistance to Needy Families Emergency Contingency Fund - Not to Exceed $153,741,681]
Sponsor: Mayor
Ordinance amending the FY2010-2011 Annual Salary Ordinance to reflect the addition of temporary salaries of $22,698,000 and authorizing the Human Services Agency to retroactively accept and expend a grant not to exceed the amount of $52,038,115 from the United States Department of Health and Human Services, as part of the American Recovery and Reinvestment Act of 2009, to support the Mayor's Jobs NOW Program, and authorizing the Human Services Agency to accept and expend an additional grant not to exceed $101,703,566 pending final approval by the U.S. Congress to extend federal funding beyond September 30, 2010, for a total amount not to exceed $153,741,681; placing $101,703,566 on Controller's reserve.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100365 [Amendment to Agreement - Avaya, Inc., to Extend the Term and Increase the Amount of the Contract - $12,511,756]
Resolution retroactively authorizing the Department of Technology to enter into the Fourth Amendment of an agreement with Avaya, Inc., and increasing the maximum expenditure under the contract to $12,511,756. (Department of Technology)
(Supervisor Campos dissented in Committee.)

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Daly, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Campos, Dufty

100735 [Public Education Enrichment Fund - San Francisco Unified School District FY2010-2011]
Sponsor: Mayor
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2010-2011.

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100736 [Public Education Enrichment Fund - Children and Families Commission FY2010-2011]
Sponsor: Mayor
Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2010-2011.

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100740 [Adjusting the Access Line Tax with the Consumer Price Index of 2010]
Sponsor: Mayor
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2010, and adjusting the Access Line Tax by the same rate.

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendation of the Budget and Finance Sub-Committee

100557 [Assessment Appeals Board - Increasing Administrative Processing Fees, Adding Certain Waivers, and Changing to an Hourly Rate for Findings of Fact Fees]
Sponsor: Avalos
Ordinance amending Administrative Code Chapter 2B "Assessment Appeals Boards," by amending Section 2B.9 to increase the administrative processing fee per application from $30 to $60 by adding a fee waiver for any property assessed on the roll at a value of $7,500 or less, and by adding a fee waiver for any property where there is a difference of $7,500 or less between the taxpayer's opinion of value on the application and the subject property's assessed value on the roll; and by amending Section 2B.11 to change the findings of fact fees from a sliding scale of $100 to $1,000 to an hourly rate of $215 with a maximum of 30 hours billed.

Supervisor Chu, seconded by Supervisor Avalos, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

From the Budget and Finance Sub-Committee Without Recommendation

100649 **[Lease of Bill Graham Civic Auditorium to BGCA Management, LLC - 99 Grove Street]**

Sponsors: Mayor; Dufty and Chiu

Resolution approving and authorizing a lease of the Bill Graham Civic Auditorium located at 99 Grove Street to BGCA Management, LLC for a term of approximately 20 years, with two five-year extension options, under San Francisco Charter Section 9.118; and making findings that the lease is in conformance with the City's General Plan and is categorically exempt from environmental review under CEQA.
(Fiscal Impact.)

Supervisor Chiu requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100771 **[Public Hearing - Report of Assessment Costs for Sidewalk and Curb Repairs]**

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

The President inquired as to whether any member of the public wished to address the Board relating to sidewalk and curb repairs referenced in File No. 100772. Robert Quan (Department of Public Works) provided an overview of the assessments. Female Speaker; Manny Rikko; Jason Wong; Ivan; Male Speaker; Jeff Landers; Fiona O'Conner; Female Speaker; Male Speaker; Mike; Ray Gallado; spoke objecting to the proposed assessments. Robert Quan (Department of Public Works) responded to questions raised throughout the discussion. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100772 [Report of Assessment Costs for Sidewalk and Curb Repairs]
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100774 [Public Hearing - Report of Assessment Costs for Blighted Properties]
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or abatement of blighted conditions ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to sidewalk and curb repairs referenced in File No. 100775. Kenny Bruce (Department of Public Works) provided an overview of the assessments. Carolyn Ross; Male Speaker; Patrick Stack; Mark Dane; Henry Lim; Jeremy Gauthier; Hugh; Bernard Stohl; Alice Stone; Calvin; Barrington; Male Speaker; Male Speaker; Edmond Juicy; spoke objecting to the proposed assessments. Kenny Bruce (Department of Public Works) responded to questions raised throughout the discussion. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100775 [Report of Assessment Costs for Blighted Properties]
Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department)

Supervisor Chu, seconded by Supervisor Mirkarimi, moved to divide the question relating to property located at 1232 Noriega Street, located on Page 2 of the report. (See File No. 100891 below.)

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved that the following addresses be removed from the accompanying report:
1400 Post Street
827 Grant Avenue
546 Haight Street
428 Haight Street
500 Mendell Street
665 Geary Street
4722 Geary Street

The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

ADOPTED, after removing the aforementioned addresses. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100891 [Report of Assessment Costs for Blighted Property Located at 1232 Noriega Street]
Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted property located at 1232 Noriega Street ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund.

Supervisor Chu, seconded by Supervisor Mirkarimi, moved that this Resolution be DIVIDED AND CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Chu, seconded by Supervisor Alioto-Pier, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Chu introduced, welcomed, and presented a Proclamation to Ara Minasian, Deputy Director in the City Administrator's Office, in recognition of his 25 years of service upon his retirement. Ed Lee, City Administrator, shared in congratulating Mr. Minasian.

Supervisor Alioto-Pier introduced, welcomed, and presented a Certificate of Honor to Lily Marshall-Fricker in recognition of her accomplishments and continued community support.

SPECIAL ORDER 4:00 P.M.

100786 [Public Hearing - Appeal of Certification of Final Environmental Impact Report - 900 Folsom Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission's May 20, 2010, certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0689E, through its Motion No. 18086, for a proposed mixed-use project at 900 Folsom Street, to construct a 9-story, 85-foot tall building with ground and basement level parking, with up to 269 dwelling units, approximately 4,146 square feet of ground floor commercial space along 5th Street, and up to 221 off-street parking spaces (including stackers). The subject property is within the Mixed Use - Residential (MUR) District with a 45-X and 85-X Height and Bulk District, Lot Nos. 009, 018, 048, and 147 in Assessor's Block No. 3732. (District 6) (Appellants: Angelica Cabande on behalf of South of Market Community Action Network (SOMCAN) and Roy Recio on behalf of Manilatown Heritage Foundation).
(Filed June 9, 2010, Companion to File Nos. 100787, 100788, 100789)

The President inquired as to whether any member of the public wished to address the Board relating to the proposed continuance to July 13, 2010. There were no speakers. The President continued the public hearing open to July 13, 2010.

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Hearing be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100787 [Affirming the Certification of the 900 Folsom Street Project Final Environmental Impact Report]

Motion affirming the certification by the Planning Commission the Final Environmental Impact Report for the 900 Folsom Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos. Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100788 [Reversing the Certification of the 900 Folsom Street Project Final Environmental Impact Report]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 900 Folsom Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100789 [Preparation of Findings to Reverse Certification of the 900 Folsom Street Project Final Environmental Impact Report]

Motion directing the Clerk of the Board to prepare findings reversing the certification of the Final Environmental Impact Report for the 900 Folsom Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 4:00 P.M.

100790 [Public Hearing - Appeal of Certification of Final Environmental Impact Report - 260 - 5th Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission's May 20, 2010, certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0690E, through its Motion No. 18087, for a proposed mixed-use project at 260 - 5th Street, to demolish an existing light industrial building on the site and construct a 9-story, 85-foot tall building with a basement level parking garage, creating up to 179 dwelling units, approximately 5,281 square feet of ground floor commercial space along 5th Street, and up to 102 off-street parking spaces (including stackers). The subject property is within the Mixed Use - Residential (MUR) District with an 85-X Height and Bulk District, Lot No. 008 in Assessor's Block No. 3732. (District 6) (Appellants: Angelica Cabande on behalf of South of Market Community Action Network (SOMCAN) and Roy Recio on behalf of Manilatown Heritage Foundation).
(Filed June 9, 2010, Companion to File Nos. 100791, 100792, 100793)

The President inquired as to whether any member of the public wished to address the Board relating to the proposed continuance to July 13, 2010. There were no speakers. The President continued the public hearing open to July 13, 2010.

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Hearing be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100791 [Affirming the Certification of the 260 - 5th Street Project Final Environmental Impact Report]

Motion affirming the certification by the Planning Commission the Final Environmental Impact Report for the 260 - 5th Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100792 [Reversing the Certification of the 260 - 5th Street Project Final Environmental Impact Report]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 260 - 5th Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100793 [Preparation of Findings to Reverse Certification of the 260 - 5th Street Project Final Environmental Impact Report]

Motion directing the Clerk of the Board to prepare findings reversing the certification of the Final Environmental Impact Report for the 260 - 5th Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Motion be CONTINUED to July 13, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMITTEE REPORTS

Recommendations of the Government Audit and Oversight Committee

Supervisor Daly Excused from Voting

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved that Supervisor Daly be excused from voting on File No. 100753. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Daly

100753 [Lease for Property Located at 150 Otis Street]
Sponsor: Chiu
Resolution approving and authorizing a long term ground lease of 150 Otis Street to 150 Otis Associates, L.P., a California limited partnership, for a term of 70 years with a 29 year extension option, under San Francisco Charter Section 9.118, for the development and operation of affordable housing; and making findings that the lease is in conformance with CEQA, the City's General Plan, and the priority policies of Planning Code Section 101.1.

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Daly

100754 [Issuance and Sale of Tax Exempt Revenue Bonds - Young Men's Christian Association of San Francisco - Not to Exceed $8,500,000]
Sponsor: Chiu
Resolution approving the issuance and sale of tax-exempt revenue bonds by the California Municipal Finance Authority in an aggregate principal amount not to exceed $8,500,000 to finance and refinance community center facilities owned and operated by the Young Men's Christian Association of San Francisco.

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Rules Committee

100815 **[Confirming the Reappointment of James W. Haas to the City Hall Preservation Advisory Commission]**
Sponsor: Mayor
Resolution confirming the reappointment of James W. Haas to the City Hall Preservation Advisory Commission.

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100800 **[Appointment, Planning Commission - Kathrin Moore]**
Motion approving the President of the Board of Supervisors, Supervisor David Chiu's nomination of Kathrin Moore to the Planning Commission term ending July 1, 2014. (Clerk of the Board)
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.)
Transmittal date - June 14, 2010

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100801 **[Appointment, Planning Commission - Hisashi Sugaya]**
Motion approving the President of the Board of Supervisors, Supervisor David Chiu's nomination of Hisashi Sugaya to the Planning Commission term ending July 1, 2014. (Clerk of the Board)
(Section 4.105 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved.)
Transmittal date - June 14, 2010

(Supervisor Alioto-Pier dissented in committee.)

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

James Chaffee; expressed concerns relating to the SF Public Library.
Walter Paulson; shared in song certain concerns with the Board.
June Jackson; expressed concerns relating to labor agreement at Bill Graham Auditorium.
Juan Carlos Esteban; expressed concerns relating to labor agreement at Bill Graham Auditorium.
Jamie French; expressed concerns relating to labor agreement at Bill Graham Auditorium.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

100874 [Reform of California State Law Regarding Franchise Perpetuities]
Sponsors: Mirkarimi; Campos
Resolution requesting the California State Legislature reform current law to permit local jurisdictions to re-negotiate franchise agreements previously executed in perpetuity by declaring such contracts as contrary to the public interest, setting an expiration date for such contracts, and statutorily limiting the duration of future agreements.

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED

100872 [Committee of the Whole - Hearing on Proposed Amendments to the Bayview Hunters Point and Hunters Point Shipyard Redevelopment Plans]
Sponsor: Maxwell
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on July 13, 2010, at 3:00 p.m., to hold a public hearing on the proposed amendments to the Redevelopment Plans for the Bayview Hunters Point and Hunters Point Shipyard Project Areas.

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Elsbernd requested that File No. 100827 be severed so that it may be considered separately.

100827 [Political Campaign Spending by Pacific Gas and Electric Co.]
Sponsors: Mirkarimi; Campos
Resolution demanding refund of shareholder and ratepayer money used to finance Prop 16, urging the San Francisco Employees' Retirement System Board to reform its proxy investment policies with regard to its holdings with Pacific Gas and Electric Co. (PG&E), requesting the California Public Utilities Commission to closely scrutinize PG&E's current rate request, and requesting PG&E CEO Peter Darbee to discuss San Francisco's renewable energy needs.

Supervisor Campos requested to be added as a co-sponsor.

ADOPTED by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi
Noes: 3 - Alioto-Pier, Chu, Elsbernd

Supervisor Chiu requested that File No. 100875 be severed so that it may be considered separately.

100875 [Declaration of Election Results of June 8, 2010, Consolidated Statewide Direct Primary Election]
Sponsors: Chiu; Campos
Resolution declaring the results of the June 8, 2010, Consolidated Statewide Direct Primary Election.

Supervisor Campos requested to be added as a co-sponsor.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

100879 [Increasing Penalties for Certain Crimes Committed on Municipal Transportation Agency Vehicles, Platforms or in Bus Zones]
Sponsors: Chu; Chiu, Mar, Maxwell, Dufty and Mirkarimi
Ordinance amending the San Francisco Police Code by amending Article 2, Section 123, and Article 17, Section 1291, to increase from $500 to $1,000 the maximum allowable fine for the crimes of aggressive pursuit and of loitering while carrying a concealed weapon, where the violation occurs on vehicles, platforms, or bus zones of the Municipal Transportation Agency.
06/29/10; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

100880 [Landmark Tree Designation of Redwood Tree Located at 46 Stillings Avenue]
Sponsor: Dufty
Ordinance designating the redwood tree (sequoia sempervirens) located at 46 Stillings Avenue (Assessor's Block No. 6734, Lot No. 023) as a landmark tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.
06/29/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100881 [Zoning Map Amendment - 1717-17th Street to Conform with Lot Line Adjustment]
Sponsor: Maxwell
Ordinance amending the San Francisco Zoning Map by amending the lot reference applicable to 1717-17th Street, and an adjacent property, referred to as 495 DeHaro Street, so that the height district applicable to each lot in its entirety is 48-X and 45-X, respectively, in conformance with a lot line adjustment between the subject properties; and making various findings, including environmental findings, and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.
06/29/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/29/2010.

100882 [Waiver of Street Encroachment Permit Fee for Golden Gate Transportation District]
Sponsor: Elsbernd
Ordinance waiving the street encroachment permit processing fee in Public Works Code Section 2.1.1(j) for signs related to bus service for the Golden Gate Bridge, Highway, and Transportation District.
06/29/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100883 [Agreement Regarding the Exchange of Fire Station No. 1 Located at 676 Howard Street and Portions of Hunt Street for 935 Folsom Street and a Replacement Fire Station]

Sponsor: Mayor

Ordinance authorizing the Director of Property to execute a conditional land disposition and acquisition agreement with the San Francisco Museum of Modern Art and its affiliate (collectively, Museum) for the proposed future conveyance by the City and County of San Francisco (City) to Museum of real property located at 676 Howard Street, San Francisco (Fire Station No. 1) and all of that portion of Hunt Street within Block No. 3722, collectively, in exchange for conveyance by Museum to City of a parcel of real property located at 935 Folsom Street, a new fire station to be constructed by or on behalf of Museum on such parcel, and an easement for parking purposes adjacent to such parcel; exempting from the competitive bidding and contract requirements of Chapter 6 of City's Administrative Code all contracts to be entered into by Museum for the design and construction of the new fire station and the improvement of such parcel and parking easement; and making findings, including findings of consistency with the General Plan and Planning Code Section 101.1(b).

06/29/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

081089 [Torch Applied Roofing Ban]

Sponsor: Mirkarimi

Ordinance amending Chapter 26 of the San Francisco Fire Code by adding Section 2611 to prohibit the installation of torch-applied roof systems on combustible roofs in San Francisco; adopting environmental findings and findings required by California Health and Safety Code Section 17958.7; and directing the Clerk of the Board to forward San Francisco's amendment and findings to the California Building Standards Commission and the Office of the State Fire Marshal.

08/05/08; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/4/2008.

08/19/08; REFERRED TO DEPARTMENT.

09/23/08; RESPONSE RECEIVED.

07/28/09; FILED PURSUANT TO RULE 5.37.

06/29/10; REACTIVATED PURSUANT TO RULE 5.23 to Land Use and Economic Development Committee.

06/29/10; REFERRED TO DEPARTMENT.

Resolutions

100884 [Accept and Expend Grant - Local Juvenile Justice Accountability Measures - $119,034]

Sponsor: Campos

Resolution authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of $119,034 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant.

06/29/10; RECEIVED AND ASSIGNED to Public Safety Committee.

100885 [Accept and Expend Grant - Pedestrian and Bicycle Projects - $685,000]
Sponsor: Chu
Resolution authorizing the San Francisco Municipal Transportation Agency and the Department of Public Works to accept and expend State Transportation Development Act Article 3 funds totaling $685,000 which consists of $310,000 to the Department of Public Works and $375,000 to the San Francisco Municipal Transportation Agency, for various pedestrian and bicycle projects in the City and County of San Francisco in FY2010-2011.

06/29/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100886 [Approving the Issuance of Bonds for National Center for International Schools by the California Enterprise Development Authority - Not to Exceed $26,500,000]
Sponsor: Daly
Resolution approving the issuance, by the California Enterprise Development Authority, of its revenue obligations bonds for the benefit of National Center for International Schools, a nonprofit public benefit corporation, and/or a related entity in an aggregate principal amount not to exceed $26,500,000 for the purpose of financing and refinancing the cost of the acquisition, construction, rehabilitation, equipping and furnishing of certain property, providing the terms and conditions for such obligations and other matters relating thereto.

06/29/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100887 [Support Assembly Bill 1652 Regarding the Ski Resort Safety Act]
Sponsor: Alioto-Pier
Resolution supporting Assembly Bill 1652 regarding the Ski Resort Safety Act.

06/29/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100888 [Approving Associate Membership in the California Enterprise Development Authority]
Sponsor: Daly
Resolution approving associate membership by the City and County of San Francisco in the California Enterprise Development Authority, a joint exercise of powers authority, and authorizing, and directing the execution of an Associate Membership Agreement relating to associate membership of the City in the Authority.

06/29/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

100890 [San Francisco County Exhibit in the 2010 State Fair]
Sponsors: Chiu; Alioto-Pier
Motion appointing the City Administrator as the official representative of the City and County of San Francisco for the purpose of entering a county exhibit in the 2010 California State Fair and authorizing a county exhibit on San Francisco's behalf.

06/29/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Charter Amendment

100636 [Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members]

Sponsors: Campos; Avalos, Daly, Mar, Maxwell, Mirkarimi and Chiu

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of three tenants, two landlords, and two neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members.
(Supervisor Alioto-Pier dissented in committee.)

05/18/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 7/1/2010. The 30 Day Rule does not begin until the Legislative Digest has been received by the City Attorney's Office.
6/1/10 - Legislative Digest received from the City Attorney's Office.

06/25/10; SUBSTITUTED AND ASSIGNED to Rules Committee.

Introduced by the President at the Request of the Department

PROPOSED ORDINANCES

100851 [Planning Code - Rehabilitation and Maintenance of Transfer Lots After Sale of Transferable Development Rights; Zoning Map and General Plan Map Amendments - 680 California Street (Old St. Mary's Cathedral)]

Ordinance amending Section 128 of the San Francisco Planning Code to require that proceeds from the sale of Transferable Development Rights (TDR) be spent on rehabilitation and maintenance of the Transfer Lot property, to establish reporting procedures regarding the rehabilitation and maintenance, and to allow the sale of TDR from an individually landmarked building to any lot in a C-3 zoned district except Redevelopment Areas; amending the San Francisco Zoning Map by amending Zoning Use District Map ZN01 to change the use classification of 680 California Street (Old St. Mary's Cathedral), Block No. 0241, Lot Nos. 011 and 012, from Chinatown Visitor Retail District to C-3-0 District and making conforming amendments to the Chinatown and Downtown Area Plans of the San Francisco General Plan; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. (Planning Department)

06/16/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/16/2010.

100852 [Mission Bay South - Park P17 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P17, lying along Mission Bay Boulevard North, Mission Bay Boulevard South and Terry A. Francois Boulevard for public use and naming the new park "Commons Park;" accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,716 and authorizing official acts in connection with this Ordinance. (Public Works Department)

06/17/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100853 [Mission Bay South - Park P18 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P18, lying along Terry A. Francois Boulevard between Mission Bay Boulevard North and China Basin Street for public use and naming the new park "Bayfront Park;" accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,715 and authorizing official acts in connection with this Ordinance. (Public Works Department)

06/17/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100856 [Settlement of Lawsuit - Jeffrey Bitton, Sandra Bitton and Micha Bitton - $48,500]

Ordinance authorizing settlement of the lawsuit filed by Jeffrey Bitton, Sandra Bitton, and Micha Bitton against the City and County of San Francisco for $48,500; the lawsuit was filed on December 15, 2008, in the United States District Court, Northern District of California, Case No. C08-5585; entitled Jeffrey Bitton, et al. v. City and County of San Francisco, et al. (City Attorney)

06/21/10; RECEIVED AND ASSIGNED to Rules Committee.

100857 [Settlement of Attorney's Fees/Costs Claim in Lawsuit - A.N.S.W.E.R. Coalition - $90,000]

Ordinance authorizing settlement of the claim for attorney's fees and costs incurred by A.N.S.W.E.R. Coalition - San Francisco in litigation against the City and County of San Francisco for $90,000; the lawsuit was filed on June 16, 2006, in San Francisco Superior Court, Case No. CPF-06-506438; entitled A.N.S.W.E.R. Coalition - San Francisco v. City and County of San Francisco. (City Attorney)

06/21/10; RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

100837 [Authorizing the Acquisition of Fee Simple Interest By Eminent Domain for Central Subway/Third Street Light Rail Extension - 266-286 - 4th Street]

Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 266-286 - 4th Street, San Francisco, California, Assessor's Parcel No. Block 3733, Lot 093, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

06/21/10; ASSIGNED to Board of Supervisors.

100840 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 790 Market Street]

Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 790 Market Street, San Francisco, California, Assessor's Parcel No. Block 0328, Lot 002, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

06/21/10; ASSIGNED to Board of Supervisors.

100843 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 801 Market Street]

Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel No. Block 3705, Lot 48A, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

06/21/10; ASSIGNED to Board of Supervisors.

100846 [Authorizing the Acquisition of Fee Simple Interest By Eminent Domain for Central Subway/Third Street Light Rail Extension - 933-949 Stockton Street]

Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 933-949 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0211, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

06/21/10; ASSIGNED to Board of Supervisors.

100849 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 1455 Stockton Street]

Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0130, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

06/23/10; ASSIGNED to Board of Supervisors.

100850 [San Francisco County Exhibit in the 2010 State Fair]

Resolution appointing the City Administrator as the official representative of the City and County of San Francisco for the purpose of entering a county exhibit in the 2010 California State Fair and authorizing a county exhibit on San Francisco's behalf. (City Administrator)

06/14/10; RECEIVED AND ASSIGNED to Rules Committee.

100854 [Approval of the San Francisco Child and Family Services Review - System Improvement Plan for the San Francisco Human Services Agency and Juvenile Probation Departments]

Resolution approving San Francisco's Child and Family Services Review - System Improvement Plan, a strategic plan that: (1) outlines how San Francisco will improve prioritized outcomes for children, youth, and families; (2) serves as the operational agreement between the county and state; and (3) includes plans for utilizing Child Abuse Prevention, Intervention, and Treatment; Community Based Child Abuse Prevention; and Promoting Safe and Stable Families revenues to prevent child maltreatment. (Human Services Department)

06/18/10; RECEIVED AND ASSIGNED to Public Safety Committee.

100855 [Approve San Francisco Public Utilities Commission Calaveras Dam Replacement Construction Management Contract - Not to Exceed $38,000,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Water System Improvement Program-funded Professional Service Agreement No. CS-911R, Calaveras Dam Replacement Construction Management Services, with Black and Veatch, for an amount not to exceed $38,000,000 with a term of up to five years and six months, pursuant to San Francisco Charter Section 9.118. (Public Utilities Commission)

06/21/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

100858 [Settlement of Unlitigated Claim - Barbara Whittenburg - $60,000]

Resolution approving the settlement of the unlitigated claim filed by Barbara Whittenburg against the City and County of San Francisco for $60,000; claim was filed on November 12, 2009. (City Attorney)

06/21/10; RECEIVED AND ASSIGNED to Rules Committee.

100859 [Settlement of Unlitigated Claim - Lance Gentile - $105,000]

Resolution approving the settlement of the unlitigated claim filed by Lance Gentile against the City and County of San Francisco for $105,000; claim was filed on September 28, 2009. (City Attorney)

06/21/10; RECEIVED AND ASSIGNED to Rules Committee.

100860 [Amendment to Maintenance and Management Agreement Between the San Francisco Port Commission and the San Francisco Redevelopment Agency for Rincon Park]

Resolution authorizing and directing the Port Executive Director to execute the Third Amendment to the Maintenance and Management Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for the maintenance and management of Rincon Park by the Port, extending the term of the Agreement from June 30, 2010, to June 30, 2013. (Port)

06/16/10; RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irvine and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily
Northwest corner of Hayes and Gough

City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Can
Southeast corner of Buena Vista West and Haight
Northwest corner of Baker and Haight

Mailbox
Northwest corner of McAllister and Steiner
Northeast corner of Baker and Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

533 Haight
208 Scott
798 Haight
585 Haight
350 Steiner
625 Steiner
559 Fillmore
480 Fillmore
588 Fillmore, on side of building
301 Divisadero
623 Divisadero
771 Divisadero
959 Haight
698 Haight
160 Pierce
445 Waller
955 Haight
920 Haight
900 Haight
904 Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood Pole
Infront of 11 Wilmot

Metal Pole
Northeast corner of McAllister and Steiner
Southwest corner of Grove and Fillmore
On Haight, south side of street, between Buchanan and Laguna
Northeast corner of Webster and Haight
In front of 112 Haight
In front of 107 Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property at the following locations:

Utility Boxes
Southeast corner of Fell and Steiner
Southeast corner of Fillmore and Fell

Bus Shelters
Southwest corner of Fillmore and Oak
Southwest corner of Pierce and Haight
Northwest corner of Divisadero and Haight
Southeast corner of Haight and Divisadero
Southeast corner of Buena Vista West and Haight

Southwest corner of Buena Vista East and Haight
Fillmore and Haight (all 4 bus stops, graffiti and grime)

Emergency Boxes
Northeast corner of Scott and Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

Potholes and Sidewalk Issues
On Fillmore and Waller, South of Waller before crosswalk; sink hole/asphalt cracking

In Memoriams

Jillian Costello - Supervisor Elsbernd & Supervisor Alioto-Pier
Kevin Pimentel - Supervisor Avalos
Rene Cazenave - Entire Board
Walter Shorenstein - Entire Board
John Beckett – Supervisor Alioto-Pier

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 4:44 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on August 3, 2010.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 16 2011

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, July 13, 2010 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Avalos, Mirkarimi, Elsbernd	Wednesday 11:00 AM
City and School District Select Committee Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu, Avalos, Dufty	2nd and 4th Monday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Chu, Daly	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Maxwell, Mar, Chiu	Monday 1:00 PM
Public Safety Committee Supervisors Chiu, Mirkarimi, Elsbernd	1st and 3rd Monday 10:00 AM
Rules Committee Supervisors Campos, Alioto-Pier, Mar	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:14 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of June 8, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMUNICATIONS

Angela Calvillo, Clerk of the Board, informed the Board of Supervisors that she was in receipt of correspondence from the Mayor on June 30, 2010, communicating the Mayor's notice to the Board of Supervisors, under Charter Section 4.132, of a transfer of function between departments within the executive branch. That such reorganization shall become effective 30 days after its issuance, unless disapproved by the Board of Supervisors.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

100095 [Citywide Coordination of Information and Communications Technology]
Sponsor: Chiu

Ordinance amending Department of Technology and Committee on Information Technology responsibilities, establishing the position and duties of the Chief Information Officer, eliminating the Telecommunications Commission, adding San Francisco Administrative Code Chapter 22A, Sections 22A.1, 22A.2, 22A.3, 22A.4, 22A.5, 22A.6 and 22A.7, and deleting San Francisco Administrative Code Sections 3.24, 3.25, 11.85, 11.86,11.87, 11.88 and 11.89 to implement these changes.

Ordinance No. 169-10

FINALLY PASSED

100704 [Emergency Medical Technician Certificate Fee Increase]
Sponsor: Mayor
Ordinance amending the San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.8 to increase fees for Emergency Medical Technician certificates, and making environmental findings.

Ordinance No. 185-10

FINALLY PASSED

100705 [Mayor's Office of Housing Administrative Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 8, by adding Section 8.43 to establish fees for applications to and subordination requests from the Mayor's Office of Housing.

Ordinance No. 186-10

FINALLY PASSED

100707 [Refuse Collection Service Liens and Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Heath Code, Article 6, by amending Sections 291.7, 291.13, 291.14, and 293.3, to allow the Department of Public Health to recover its full costs of processing residential and commercial liens for refuse collection services, provide a process for the Controller to adjust fees annually based on program costs, eliminate the monetary cap on the continuing appropriation account, clarify lien hearing procedures, and add an employee class to enforce Sections 293 through 293.2.

Ordinance No. 187-10

FINALLY PASSED

100708 [Golden Gate Park Concourse Underground Parking Facility Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Park Code, Article 12, by amending Section 12.35 to increase the fees at the Golden Gate Park Concourse Underground Parking Facility, and making environmental findings.

Ordinance No. 188-10

FINALLY PASSED

100709 [Police Department Permit Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Police Code, Article 1, by amending Section 2.1 to include a definition of "service fee" and amending Sections 2.26 and 2.27 to increase or establish certain Police Department permit filing, service and license fees and to delete duplicative or obsolete language, and making environmental findings.

Ordinance No. 171-10

FINALLY PASSED

100711 [Establishing a Fee to Regulate Revenue Control Equipment at Parking Stations]
Sponsor: Mayor
Ordinance amending the Business and Tax Regulation Code, Article 22, by adding Sections 2219, 2219.5, 2219.6, 2219.7, 2219.8, 2219.9, 2219.10 and 2219.11, to impose a fee on all parking stations that are subject to the requirements in Article 22 to recover administrative and enforcement costs.

Ordinance No. 172-10

FINALLY PASSED

100713 [Fire Department Services Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, Section 112, by amending Sections 112.8, 112.15, and Table 112-B to increase fees for certain Fire Department services, and making environmental findings.

Ordinance No. 173-10

FINALLY PASSED

100714 [Fire Department Emergency Medical Services Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128.1 to increase fees for Fire Department emergency medical services and to update the language regarding fee changes in subsequent fiscal years, and making environmental findings.

Ordinance No. 174-10

FINALLY PASSED

100717 [Registration Fees for Inspecting and Testing Commercial Weighing and Measuring Devices]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-5 to update registration fees for inspecting and testing commercial devices as authorized by California Business and Professions Code Sec. 12210.5 and set by the California Department of Food and Agriculture, and deleting obsolete language.

Ordinance No. 175-10

FINALLY PASSED

100718 [Structural Pest Control Registration and Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 1, by amending Section 1.13-1 to establish reasonable registration fees for structural pest control businesses as authorized by the California Food and Agricultural Code Sections 15204 and 15204.5 and set by the California Department of Food and Agriculture, and deleting obsolete language.

Ordinance No. 176-10

FINALLY PASSED

100719 [Patient Rates]
Sponsor: Mayor
Ordinance amending the San Francisco Health Code, Article 3, by amending Section 128 to set patient rates and other services provided by the Department of Public Health, effective July 1, 2010.

Ordinance No. 177-10

FINALLY PASSED

100720 [Food Permit Requirements and Fees for Caterers]
Sponsor: Mayor
Ordinance amending San Francisco Health Code, Article 8, by amending Section 451, and amending San Francisco Business and Tax Regulations Code, Article 2, by amending Section 249.1, and adding Section 249.22 to update definitions and add fees and permitting requirements for caterers, and provide a mechanism for the Controller's Office annually to adjust fees to track program costs.

Ordinance No. 178-10

FINALLY PASSED

100721 [Above-ground Storage Tank Fees]
Sponsor: Mayor
Ordinance amending San Francisco Health Code, Article 21, by amending Sections 1102 and 1176, by adding above-ground storage tank definitions and fees.

Ordinance No. 179-10

FINALLY PASSED

100723 [Building Code – Unsafe Building, Printing, and Reproduction Fees]
Sponsor: Mayor
Ordinance amending the Building Code, Chapter 1A, to amend Section 102A.3 to assess a monthly monitoring fee for specified unsafe buildings; Table 1A-D concerning inspector fees; Table 1A-K concerning violation monitoring fees; and Table 1A-L concerning printing and document reproduction fees; and adopting environmental findings.

Ordinance No. 180-10

FINALLY PASSED

100741 [Accept and Expend Grant - Human Service Agency's Temporary Assistance to Needy Families Emergency Contingency Fund - Not to Exceed $153,741,681]
Sponsor: Mayor
Ordinance amending the FY2010-2011 Annual Salary Ordinance to reflect the addition of temporary salaries of $22,698,000 and authorizing the Human Services Agency to retroactively accept and expend a grant not to exceed the amount of $52,038,115 from the United States Department of Health and Human Services, as part of the American Recovery and Reinvestment Act of 2009, to support the Mayor's Jobs NOW Program, and authorizing the Human Services Agency to accept and expend an additional grant not to exceed $101,703,566 pending final approval by the U.S. Congress to extend federal funding beyond September 30, 2010, for a total amount not to exceed $153,741,681; placing $101,703,566 on Controller's reserve.

Ordinance No. 181-10

FINALLY PASSED

Recommendations of the City Operations and Neighborhood Services Committee

100323 [Liquor License Transfer - 161 Erie Street]

Resolution determining that the transfer of a Type 48 On-Sale General Public Premises Liquor License from 517 Clement Street to 161 Erie Street (District 8) to Peter Gilkshtern and Jeff Whitmore for 1six1, Inc., dba The Public Works, will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 314-10

ADOPTED

100684 [Liquor License - 1957 Union Street]

Resolution determining that the issuance of a Type 20 On-Sale Beer and Wine Public Premises Liquor License to Melissa Gisler Modanlou, for Spuntino di Ottimista, located at 1957 Union Street (District 2), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 310-10

ADOPTED

100686 [Liquor License - 1455 Van Ness Avenue]

Resolution determining that the issuance of a Type 20 Off-Sale Beer and Wine Liquor License to Parisima and Amanzio Tamanti for Tosco Wines, Inc., dba Vino Nostro, located at 1455 Van Ness Avenue (District 2), will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 315-10

ADOPTED

100806 [Accept and Expend Grant - California Colon Cancer Control Health Program - $320,367]

Sponsors: Dufty; Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the California Department of Public Health in the amount of $320,367 to fund the California Colon Cancer Control Health Program for the period May 1, 2010, through June 30, 2013.

Resolution No. 316-10

ADOPTED

100807 [Accept and Expend Grant - President's Emergency Plan for Aid - $200,331]
Sponsors: Dufty; Campos
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of $200,331 from the University of California San Francisco to assist with a project entitled "President's Emergency Plan for Aid" for the period April 1, 2010, through March 31, 2011.

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 317-10

ADOPTED

Recommendations of the Rules Committee

100689 [Settlement of Lawsuit - Nelson A. Estival - $57,500]
Ordinance authorizing settlement of the lawsuit filed by Nelson A. Estival against the City and County of San Francisco for $57,500; the lawsuit was filed on July 24, 2008, in San Francisco Superior Court, Case No. CGC 09-477871, entitled Estival v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 182-10

FINALLY PASSED

100690 [Settlement of Lawsuit - Anthony Landry - $70,000]
Ordinance authorizing settlement of the lawsuit filed by Anthony Landry against the City and County of San Francisco for $70,000; the lawsuit was filed on July 17, 2008, in the San Francisco Superior Court, Case No. CGC 08-744565, entitled Anthony Landry v. City and County of San Francisco. (City Attorney)

Ordinance No. 183-10

FINALLY PASSED

100691 [Settlement of Lawsuit - Bayshore Sanitary District - $407,000]
Ordinance authorizing settlement of the lawsuit entitled Bayshore Sanitary District v. City and County of San Francisco, et al., filed on November 21, 2007, in San Francisco Superior Court, Case No. 07-469434. Pursuant to the proposed settlement, the City will execute a revenue refund adjustment for the Bayshore Sanitary District's sewer services billings in the amount of $407,000. In return, the Bayshore Sanitary District will implement measures to ensure that future errors in measuring wastewater flow are promptly detected and corrected and limit its recovery of any overcharges due to equipment error in the future. (City Attorney)

Ordinance No. 184-10

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Sub-Committee

100581 [General Obligation Bonds - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds 2010 - Estimated Cost $46,150,000]

Sponsor: Mayor

Resolution determining and declaring that the public interest and necessity demand the construction, improvement and seismic retrofitting of multi-story wood framed affordable housing soft-story buildings for earthquake safety funded by the City or other qualified governmental housing finance agency, or owned by private third-parties and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of $39,140,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA) and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code Section 2.34.

Privilege of the floor was granted to Jason Elliott (Office of the Mayor) who responded to questions raised throughout the discussion regarding File Nos. 100581 and 100580.

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution determining and declaring that the public interest and necessity demand the construction, improvement and seismic retrofitting of multi-story wood framed affordable housing soft-story buildings for earthquake safety funded by the City or other qualified governmental housing finance agency, or owned by private third-parties and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of $46,150,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA) and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code Section 2.34.

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Resolution be CONTINUED AS AMENDED to July 20, 2010, as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100557 [Assessment Appeals Board - Increasing Administrative Processing Fees, Adding Certain Waivers, and Changing to an Hourly Rate for Findings of Fact Fees]
Sponsor: Avalos

Ordinance amending Administrative Code Chapter 2B "Assessment Appeals Boards," by amending Section 2B.9 to increase the administrative processing fee per application from $30 to $60 by adding a fee waiver for any property assessed on the roll at a value of $7,500 or less, and by adding a fee waiver for any property where there is a difference of $7,500 or less between the taxpayer's opinion of value on the application and the subject property's assessed value on the roll; and by amending Section 2B.11 to change the findings of fact fees from a sliding scale of $100 to $1,000 to an hourly rate of $215 with a maximum of 30 hours billed.

Ordinance No. 170-10

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendation of the Budget and Finance Committee

100710 [Increasing Street Artist Certificate Fee]
Sponsor: Mayor

Ordinance amending the San Francisco Police Code, Article 24, by amending Section 2404.1 to increase the fee for a Street Artist Certificate and making environmental findings.

Privilege of the floor was granted to Ben Rosenfield (Controller) who responded to questions raised throughout the discussion regarding File No. 100710.

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

Supervisor Alioto-Pier, seconded by Supervisor Dufty, moved to rescind the previous vote. The motion carried by the following vote:

Ayes: 11 – Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Ordinance No. 189-10

FINALLY PASSED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Alioto-Pier, Daly

NEW BUSINESS

Recommendations of the Budget and Finance Committee

100701 [Proposed Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]

Sponsor: Mayor

Proposed Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012.
(Supervisor Elsbernd dissented in Committee.)

Supervisor Avalos, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED ON FIRST READING to July 20, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100747 [Proposed Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]

Sponsor: Mayor

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

Supervisor Avalos, seconded by Supervisor Elsbernd, moved that this Ordinance be CONTINUED ON FIRST READING to July 20, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100715 [Fire Department Cost Recovery for Vehicle Incidents]

Sponsor: Mayor

Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, by adding Section 112.22 to authorize the Fire Department to recover costs incurred removing vehicle contents from City streets and highways after vehicle incidents.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100725 [Establishing Automated Point-of-Sale Systems Registration, Inspection and Reinspection Requirements and Fees]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code by adding Chapter 115, Sections 115 through 115.8, to establish registration, inspection and reinspection requirements and fees for automated point-of-sale (scanner) systems to ensure compliance with California Business and Professions Code Sections 120242, 12024.6, and 12103.5, and making environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100727 [Redevelopment Agency Budget and Bonds FY2010-2011 - Not to Exceed $64,000,000]

Sponsor: Mayor

Resolution approving the Budget of the Redevelopment Agency of the City and County of San Francisco for FY2010-2011 and approving the Issuance by the Redevelopment Agency of Bonds in an aggregate principal amount of not to exceed $64,000,000 to finance a portion of redevelopment activities described in such approved Budget for FY2010-2011.

Resolution No. 320-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100752 [Approval of Contract with Siemens Medical Solutions USA, Inc. - $33,820,487]

Sponsor: Chiu

Resolution authorizing the San Francisco Department of Public Health, to enter into a contract with Siemens Medical Solutions USA, Inc., for the continued licensing and maintenance of proprietary Siemens Applications for the initial term of July 1, 2010, through June 30, 2017, with one option to extend the initial term for an additional twenty four months ending June 30, 2019.

Resolution No. 318-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100763 [Supporting the Budget Efforts of the Democratic Leadership in the California Senate and Assembly]

Sponsors: Chiu; Mar

Resolution supporting the Assembly's Democratic budget proposal, also known as the California Jobs Budget.

Supervisor Mar requested to be added as a co-sponsor.

Supervisor Chiu, seconded by Supervisor Mirkarimi, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution supporting the Democratic leadership in the California Senate and Assembly in their efforts to negotiate a budget solution based on a unified set of Democratic values.

Resolution No. 321-10

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100813 [Agreement with the San Francisco County Transportation Authority Relating to Yerba Buena Island Ramps - Not to Exceed $18,830,000]

Sponsor: Mayor

Resolution approving a Third Amendment to the Memorandum of Agreement between the Treasure Island Development Authority and the San Francisco County Transportation Authority for project management services and consultant services for the preparation of a project report and environmental document for the Yerba Buena Island Ramps to amend the scope of work and increase the not to exceed budget to $18,830,000.

Resolution No. 319-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the City Operations and Neighborhood Services Committee

100671 [Smoking Prohibition Signage Requirement]

Sponsor: Mar

Ordinance amending San Francisco Health Code Section 1009.22 to clarify signage language requirement.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100758 [Public Works Code - Banners in the North of Market/Tenderloin Community Benefit District]

Sponsor: Daly

Ordinance amending Public Works Code, Article 5.7, Section 184.78 to allow the posting of banners in the North of Market/Tenderloin Community Benefit District as defined herein and adopting environmental findings.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Government Audit and Oversight Committee

100808 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Police]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100810 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 2)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

Privilege of the floor was granted to Ben Rosenfield (Controller) and Martin Gran (Department of Human Resources) who responded to questions raised throughout the discussion regarding File No. 100810.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Campos, Daly

100811 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Units P-1 & P-2A)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Campos, Daly

100812 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Unit P-2B)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Campos, Daly

100866 [Memorandum of Understanding, Amendment No. 2 - Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B.), by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100867 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Fire]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell

Noes: 2 - Daly, Mirkarimi

100868 [Memorandum of Understanding - Service Employees International Union, Local 1021 Staff and Per Diem Nurses]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021 Staff and Per Diem Nurses, to be effective July 1, 2010, through June 30, 2012.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

From the Government Audit and Oversight Committee Without Recommendation

Supervisor Chu Excused from Voting

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that Supervisor Chu be excused from voting on File No. 100809. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Chu

100809 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 1)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

PASSED ON FIRST READING by the following vote:

Ayes: 8 - Alioto-Pier, Avalos, Chiu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Campos, Daly
Excused: 1 - Chu

Recommendations of the Rules Committee

100629 [San Francisco Affordable Housing Fund]

Sponsor: Daly

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.127 to: (1) establish baseline appropriation and make an annual appropriation of the equivalent of 33% of any available general fund budget surplus for the next fifteen (15) years to support affordable housing programs; (2) require the Mayor's Office of Housing, in cooperation with the Department of Public Health and Department of Human Services, to prepare an affordable housing plan every three (3) years and an annual affordable housing budget; (3) affirm City policy urging the Redevelopment Agency to use at least 50% of its tax increment funds for low and moderate income housing; and (4) set an expiration date of July 1, 2026.
(Supervisor Alioto-Pier dissented in committee.)

Supervisor Daly, seconded by Supervisor Dufty, moved that this Charter Amendment be CONTINUED to July 20, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100630 [Requiring the Mayor to Appear Personally at One Regularly-Scheduled Meeting of the Board of Supervisors Each Month to Engage in Formal Policy Discussions with Members of the Board]

Sponsor: Daly

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.103 and 3.100, to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

Supervisor Daly, seconded by Supervisor Campos, moved that this Charter Amendment be CONTINUED to July 20, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100636 [Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members]

Sponsors: Campos; Avalos, Daly, Mar, Maxwell, Mirkarimi and Chiu

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of three tenants, two landlords, and two neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members.

Supervisor Campos, seconded by Supervisor Mar, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of two tenants, two landlords, and three neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members.

Supervisor Campos, seconded by Supervisor Mirkarimi, moved that this Charter Amendment be CONTINUED AS AMENDED to July 20, 2010, as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100895 [Committee of the Whole - Hearing on Proposed Amendments to the Bayview Hunters Point and Hunters Point Shipyard Redevelopment Plans]

Hearing of persons interested in or objecting to proposed Ordinances approving and adopting an amendment to the Redevelopment Plan for the Bayview Hunters Point and Hunters Point Shipyard Redevelopment Project Areas; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the Bayview Hunters Point and Hunters Point Shipyard Redevelopment Plans as referenced in File Nos. 100658 and 100659. Michael Cohen, Director, Mayor's Office of Economic and Workforce Development, provided an overview of the project areas. Eric Brooks; Reverend Townsend; Connie Ford; spoke expressing support for the plans. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

See File Nos. 100658 and 100659 below.

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

There were none.

SPECIAL ORDER 4:00 P.M.

100861 **[Public Hearing - Appeal of Certification of Final Environmental Impact Report - Candlestick Point - Hunters Point Shipyard Phase II Development Plan]**

Hearing of persons interested in or objecting to the decision of the Planning Commission's June 3, 2010, certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0946E, through its Motion No. 18096, for a proposed Candlestick Point - Hunters Point Shipyard Phase II Development Plan located at Candlestick Point and Hunters Point Shipyard (District 10) (Appellants: Jaron Browne on behalf of POWER, Filed June 21, 2010; Arthur Feinstein on behalf of Sierra Club-SF Bay Chapter, Jennifer Clary on behalf of SF Tomorrow, Michael Lynes on behalf of Golden Gate Audubon Society and Linda J. Shaffer on behalf of Yerba Buena Chapter, Filed June 21, 2010; James M. Birkelund of Law Offices of James Birkelund, Filed June 22, 2010; and Stephan C. Volker of Law Offices of Stephan C. Volker, Filed June 23, 2010). (Filed June 21-23, 2010, Companion to File Nos. 100862, 100863, 100864)

The President inquired as to whether any member of the public wished to address the Board. Jaron Browne, Michael Lyon, Stephan Volker, Wilma Subra, Monique Carden, and Arthur Feinstein (Appellants) provided an overview of the appeal, responded to questions raised throughout the discussion, and further requested the Board to approve the appeal. Bernie Shorn; Female Speaker; Female Speaker; Linda Shaffer; Male Speaker; Dr. Ahimsa Sumahai; Chester; Abdallah Megahed; Kate Kelley; Holli Bert; Esselene Stancil; Carolyn Blair; Mary Williams; Pam Talvi; Jennifer Clary; Noreen Weeden; Marie Harrison; Cory Hawkins; Ron Stutz; Carmen Brightman; Isaac Bowers; William Ratcliff; Female Speaker; Christina Jackson; Male Speaker; Male Speaker; David Tse; Shashana; Fey; Gayan; Stephanie Chan; Pamela Clark; Trinity Schwabacher; Kristen; Lauren; Bradley; Lynn Montoya; Oscar James; Male Speaker; Roger Stud; Female Speaker; Eric Brooks; Male Speaker; Shariq Tae Diggs; Luis Esparza; Ryan Black; Lauren; Alicia Garza; Angela Mandriaga; Female Speaker; Eric Butler; Ricco; Male Speaker; David; Female Speaker; Regina Davis; Tony Kelly; Sergio Navarro; Male Speaker; Jerio Lee; Drew Christopher Joy; Patricia Rella; Louis Chavez; Jose Pavon; Male Speaker; spoke in support of the appeal. Joy Navarrete and Bill Wycko (Planning Department), Stanley Muraoka and Kate Hartley (Redevelopment Agency), Michael Cohen (Mayor's Office of Economic Development), Amy Brownell (Department of Public Health), Mark Rippa (U.S. EPA), and Peter Albert (MTA), provided an overview of the decision of the Planning Department and responded to questions raised throughout the discussion. Koffi Bonner (Project Sponsor) provided an overview of the project, responded to questions raised throughout the discussion, and further requested the Board to uphold the decision of the Planning Commission. Willie B. Kennedy; Joan Pierson; Joe Ma; Simon Chan; Ollie Burgess; Wanda Green; Frederick Rhinehill; Nicholas Rivera; Stormy Hayden; Minister Carl Alexander; Eileen Hines; Matt Regan; Linda Richardson; Fran; Ru Pa Bing; Chuck; Marcia Dale-LeWinter; Dave Figueroa; Tony Rodriguez; David De La Torre; Andrea Berry; Angelo King; Sylvia Larsen; Pastor Josiah Bell; Steven Hines; Tim Colen; Cathy Davis; Laneisha Johnson; Kenya; Geneva; Shameka Knight; Katina Taylor; Martin Espinosa; Adrian Simi; Ian Marquez; Ricardo Contreras; Christine Anea; Male Speaker; Male Speaker; Mindy Kener; Terry Ander; John Mataka; Charlie Lavery; Debi Muise; Glenda Holmes; Female Speaker; Karen Winger; Rolanda King; Bradley; Ken Trey; Conny Ford; Mike Torio; Diedre Smith; Oscar James; Carlton McAllister; Tim Paulson; Eric Smith; Grace Martinez; Female Speaker; Giselle Quezada; Jaqueline Phillips; Richard Hopson; Ben Shore; Male Speaker; Gary Banks; Steven Leiber; Male Speaker; Male Speaker; Arnold Townsend; spoke in support of the project and in opposition to the appeal. Michael Lyon, Monique Carden, and Wilma Subra (Appellants) provided a rebuttal and further requested the Board to approve the appeal. There were no other speakers. The President declared the public hearing closed.

HEARD AT PUBLIC HEARING

100862 [Affirming Certification of Candlestick Point - Hunters Point Shipyard Phase II Final Environmental Impact Report]

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Candlestick Point - Hunters Point Shipyard Phase II Project.

Supervisor Daly, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to July 27, 2010. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Daly, Mar, Mirkarimi
Noes: 7 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Maxwell

Motion No. M10-110

Supervisor Maxwell, seconded by Supervisor Dufty, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Maxwell, Mirkarimi
Noes: 3 - Avalos, Daly, Mar

100863 [Reversing Certification of Candlestick Point - Hunters Point Shipyard Phase II Final Environmental Impact Report]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for Candlestick Point - Hunters Point Shipyard Phase II Project.

Supervisor Daly, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to July 27, 2010. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Daly, Mar, Mirkarimi
Noes: 7 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Maxwell

Supervisor Maxwell, seconded by Supervisor Dufty, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Maxwell, Mirkarimi
Noes: 3 - Avalos, Daly, Mar

100864 [Preparation of Findings to Reverse Certification of Candlestick Point - Hunters Point Shipyard Phase II Final Environmental Impact Report]

Motion directing the Clerk of the Board to prepare findings reversing the certification by the Planning Commission of the Final Environmental Impact Report for the Candlestick Point - Hunters Point Shipyard Phase II Project.

Supervisor Daly, seconded by Supervisor Avalos, moved that this Motion be CONTINUED to July 27, 2010. The motion FAILED by the following vote:

Ayes: 4 - Avalos, Daly, Mar, Mirkarimi
Noes: 7 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Maxwell

Supervisor Maxwell, seconded by Supervisor Dufty, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 8 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Maxwell, Mirkarimi
Noes: 3 - Avalos, Daly, Mar

SPECIAL ORDER 4:00 P.M.

100252 [Public Hearing - Appeal of Determination of Exemption from Environmental Review for 100 - 32nd Avenue]

Hearing of persons interested in or objecting to the decision of the Planning Department dated May 19, 2009, Case No. 2007.0129E, that a project located at 100 - 32nd Avenue is exempt from environmental review under Categorical Exemption, Class 1 (State CEQA Guidelines Section 15301(e)(1)). The proposal would add a three-story side horizontal addition and would enlarge the existing partial fourth floor at the existing four-story, single-family residence located in an RH-1(D) (Residential, House, Single-Family, Detached) District and a 40-X Height and Bulk District, in Assessor's Block No. 1312, Lot No. 008. (District 2) (Appellant: Stephen M. Williams on behalf of Sanford Garfinkel, other neighbors, and the Lincoln Park Neighborhood Association) (Clerk of the Board)

(Filed March 1, 2010; Companion Measure to File Nos. 100253, 100254, 100255.)

The President indicated receipt of a letter, dated July 12, 2010, from the Planning Department rescinding their determination of exemption from environmental review.

TABLED BY OPERATION OF LAW

100253 [Affirming the Exemption Determination for 100 - 32nd Avenue]

Motion affirming the determination by the Planning Department that the project located at 100 - 32nd Avenue is exempt from environmental review. (Clerk of the Board)

TABLED BY OPERATION OF LAW

100254 [Reversing the Exemption Determination Issued for 100 - 32nd Avenue]

Motion reversing the determination by the Planning Department that the project located at 100 - 32nd Avenue is exempt from environmental review. (Clerk of the Board)

TABLED BY OPERATION OF LAW

100255 [Preparation of Findings Related to the Exemption Determination for the 100 - 32nd Avenue]

Motion directing the Clerk of the Board to prepare findings related to the appeal of the exemption determination by the Planning Department that the project located at 100 - 32nd Avenue is exempt from environmental review. (Clerk of the Board)

TABLED BY OPERATION OF LAW

SPECIAL ORDER 4:00 P.M.

100786 [Public Hearing - Appeal of Certification of Final Environmental Impact Report - 900 Folsom Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission's May 20, 2010, certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0689E, through its Motion No. 18086, for a proposed mixed-use project at 900 Folsom Street, to construct a 9-story, 85-foot tall building with ground and basement level parking, with up to 269 dwelling units, approximately 4,146 square feet of ground floor commercial space along 5th Street, and up to 221 off-street parking spaces (including stackers). The subject property is within the Mixed Use - Residential (MUR) District with a 45-X and 85-X Height and Bulk District, Lot Nos. 009, 018, 048, and 147 in Assessor's Block No. 3732. (District 6) (Appellants: Angelica Cabande on behalf of South of Market Community Action Network (SOMCAN) and Roy Recio on behalf of Manilatown Heritage Foundation).
(Filed June 9, 2010, Companion to File Nos. 100787, 100788, 100789)

The President indicated receipt of a letter, dated July 12, 2010, from the Appellants withdrawing their appeal and inquired as to whether any member of the public wished to address the Board. There were no speakers. The President closed the public hearing.

HEARD AT PUBLIC HEARING

100787 [Affirming the Certification of the 900 Folsom Street Project Final Environmental Impact Report]

Motion affirming the certification by the Planning Commission the Final Environmental Impact Report for the 900 Folsom Street Project. (Clerk of the Board)

Motion No. M10-107

Supervisor Daly, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100788 [Reversing the Certification of the 900 Folsom Street Project Final Environmental Impact Report]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 900 Folsom Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100789 [Preparation of Findings to Reverse Certification of the 900 Folsom Street Project Final Environmental Impact Report]

Motion directing the Clerk of the Board to prepare findings reversing the certification of the Final Environmental Impact Report for the 900 Folsom Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 4:00 P.M.

100790 [Public Hearing - Appeal of Certification of Final Environmental Impact Report - 260 - 5th Street]

Hearing of persons interested in or objecting to the decision of the Planning Commission's May 20, 2010, certification of a Final Environmental Impact Report identified as Planning Case No. 2007.0690E, through its Motion No. 18087, for a proposed mixed-use project at 260 - 5th Street, to demolish an existing light industrial building on the site and construct a 9-story, 85-foot tall building with a basement level parking garage, creating up to 179 dwelling units, approximately 5,281 square feet of ground floor commercial space along 5th Street, and up to 102 off-street parking spaces (including stackers). The subject property is within the Mixed Use - Residential (MUR) District with an 85-X Height and Bulk District, Lot No. 008 in Assessor's Block No. 3732. (District 6) (Appellants: Angelica Cabande on behalf of South of Market Community Action Network (SOMCAN) and Roy Recio on behalf of Manilatown Heritage Foundation).
(Filed June 9, 2010, Companion to File Nos. 100791, 100792, 100793)

The President indicated receipt of a letter, dated July 12, 2010, from the Appellants withdrawing their appeal and inquired as to whether any member of the public wished to address the Board. There were no speakers. The President closed the public hearing.

HEARD AT PUBLIC HEARING

100791 [Affirming the Certification of the 260 - 5th Street Project Final Environmental Impact Report]

Motion affirming the certification by the Planning Commission the Final Environmental Impact Report for the 260 - 5th Street Project. (Clerk of the Board)

Motion No. M10-108

Supervisor Daly, seconded by Supervisor Campos, moved that this Motion be APPROVED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100792 [Reversing the Certification of the 260 - 5th Street Project Final Environmental Impact Report]

Motion reversing the certification by the Planning Commission of the Final Environmental Impact Report for the 260 - 5th Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100793 [Preparation of Findings to Reverse Certification of the 260 - 5th Street Project Final Environmental Impact Report]

Motion directing the Clerk of the Board to prepare findings reversing the certification of the Final Environmental Impact Report for the 260 - 5th Street Project. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Campos, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMITTEE REPORTS

Recommendations of the Rules Committee

100634 [Health Service Board Terms and Elections]
Sponsor: Elsbernd
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 12.00, to shorten, on a one-time basis, the term of one Health Service Board member from five years to three years, and the term of another Health Service Board member from five years to two years, so that Board terms will expire in pairs in the future and can be filled during the same Board election.

Supervisor Campos, seconded by Supervisor Maxwell, moved that this Charter Amendment be CONTINUED to July 20, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100635 [Non-Citizen Voting in School Board Elections]
Sponsors: Chiu; Campos, Mar, Avalos, Mirkarimi, Maxwell, Daly and Dufty
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 8.100 and adding Section 13.111 to authorize San Francisco residents 18 years of age or older who are the parents, legal guardians or caregivers of children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the residents are United States citizens.

Supervisor Chu, seconded by Supervisor Maxwell, moved that this Charter Amendment be CONTINUED to July 20, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100267 [Election Day Voter Registration]
Sponsor: Mirkarimi
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Article XVII to change the definition of "voters."

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.112 and amending Article XVII to establish Election Day Voter Registration for exclusively municipal elections.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this Charter Amendment be CONTINUED AS AMENDED to July 20, 2010, as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100632 [Public Education Enrichment Fund]

Sponsor: Alioto-Pier

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 16.23-10, to extend the automatic expiration of the Public Education Enrichment Fund from June 30, 2015, to June 30, 2016; amending Sections 16.123-2 and 16.123-8, to make conforming changes; amending Section 16.123-3, to use any surplus returned from the Library Preservation Fund Baseline to fund part of the City's required disbursements under the Pubic Education Enrichment Fund for, among other things, library programs; amending Section 16.123-5, to allow the City to use monies in the Fund to pay college tuition and fees for students attending City College or San Francisco State; amending Section 16.123-6, to authorize the Youth Commission to review expenditure plans submitted by the School District and the First Five Commission, amending Section 16.123-8, to require the City to recommend a Rainy Day Reserve policy for the San Francisco Unified School District covering local revenues and authorize the City to suspend disbursements from the Fund to the School District unless the District certifies that it has adopted and followed the policy; and, repealing Section 16.123-7 as obsolete.

This item was not sent as a Committee Report.

100633 [Split Appointments to the Recreation and Park Commission]

Sponsors: Mirkarimi; Campos, Mar, Daly and Avalos

Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.113 to split the power to make appointments to the Recreation and Park Commission between the Mayor and the Board of Supervisors, and amending Section 15.105 to provide that the appropriate appointing authority may initiate removal of Recreation and Park Commissioners.

Supervisor Maxwell, seconded by Supervisor Dufty, moved that this Charter Amendment be CONTINUED to July 20, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100637 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Sponsors: Campos; Mirkarimi, Chiu and Mar

Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section(s) 8A. 101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, A8.409-1, A8.409-4 and A8.428, and deleting Section and A8.404, to provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors, allocate a share of property tax revenues to the Transportation Fund, require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors, establish an Office of the MTA Inspector General, and eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

This item was not sent as a Committee Report.

From the Budget and Finance Committee Without Recommendation

100580 [General Obligation Bond - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bond - November 2, 2010, Election]

Sponsor: Mayor

Ordinance calling and providing for a consolidated general election to be held in the City and County of San Francisco on Tuesday, November 2, 2010, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to authorize general obligation bonded indebtedness of the City and County in the Amount of Thirty Nine Million One Hundred and Forty Thousand Dollars ($39,140,000) to provide loans to pay the costs of seismic retrofits to multi-story wood structures that are at significant risk of substantial damage and collapse during an earthquake, finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election on the same date; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

See File No. 100581 above.

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd, seconded by Supervisor Alioto-Pier, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Ordinance calling and providing for a consolidated general election to be held in the City and County of San Francisco on Tuesday, November 2, 2010, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to authorize general obligation bonded indebtedness of the City and County in the Amount of Forty Six Million One Hundred and Fifty Thousand Dollars ($46,150,000) to provide deferred loans and/or grants to pay the costs of seismic retrofits to multi-story wood structures that are at significant risk of substantial damage and collapse during an earthquake; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election on the same date; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Ordinance be PASSED ON FIRST READING AS AMENDED to July 20, 2010, as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

From the Land Use and Economic Development Committee Without Recommendation

100658 [Bayview Hunters Point Redevelopment Project Area]

Sponsors: Mayor; Maxwell

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Bayview Hunters Point Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1.

Supervisor Maxwell, seconded by Supervisor Alioto-Pier, moved that this Ordinance be CONTINUED ON FIRST READING to July 27, 2010. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 1 - Daly

100659 [Hunters Point Shipyard Redevelopment Project Area]
Sponsors: Mayor; Maxwell

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Hunters Point Shipyard Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1.

Supervisor Maxwell, seconded by Supervisor Alioto-Pier, moved that this Ordinance be CONTINUED ON FIRST READING to July 27, 2010. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Walter Paulson; shared in song certain concerns with the Board.
Shirley Hansen; expressed concerns regarding the Civil Grand Jury Report on pension costs.
Male Speaker; expressed various concerns.
Female Speaker; expressed various concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

Supervisor Alioto-Pier was noted absent at 3:54 p.m., and noted present at 4:29 p.m.
Supervisor Maxwell was noted absent at 5:33 p.m., and noted present at 5:51 p.m.

100887 [Support Assembly Bill 1652 Regarding the Ski Resort Safety Act]
Sponsor: Alioto-Pier

Resolution supporting Assembly Bill 1652 regarding the Ski Resort Safety Act.

Resolution No. 322-10

ADOPTED

100888 [Approving Associate Membership in the California Enterprise Development Authority]

Sponsor: Daly

Resolution approving associate membership by the City and County of San Francisco in the California Enterprise Development Authority, a joint exercise of powers authority, and authorizing and directing the execution of an Associate Membership Agreement relating to associate membership of the City in the Authority.

Resolution No. 313-10

ADOPTED

100890 [San Francisco County Exhibit in the 2010 State Fair]

Sponsors: Chiu; Alioto-Pier

Motion appointing the City Administrator as the official representative of the City and County of San Francisco for the purpose of entering a county exhibit in the 2010 California State Fair and authorizing a county exhibit on San Francisco's behalf.

Supervisor Alioto-Pier requested to be added as a co-sponsor.

Motion No. M10-109

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Absent: 1 - Alioto-Pier

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

100909 [Appropriating $6,816,953 of General Fund Balance and Additional Revenues for Various Programs in Children, Youth, and Their Families and Human Services Agency for FY2010-2011]
Sponsor: Avalos
Ordinance appropriating $6,816,953, including $6,353,453 of General Fund balance, $320,000 of property tax revenues, $40,000 of administrative processing fees, and $103,500 of Federal Medi-Cal Title XIX revenues, and appropriating $5,470,339 for various programs in the Department of Children, Youth, and Their Families and $1,346,614 for various programs in Human Services Agency - Department of Aging and Adult Services for FY2010-2011, and urging the First Five Commission to program at least $693,000 of existing appropriation authority for Early Childcare and Education programs, requiring a two-thirds affirmative vote of all members of the Board of Supervisors per San Francisco Charter Section 9.113.
(Fiscal Impact.)
07/13/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100921 [San Francisco Public Housing Tenant Protection Ordinance]
Sponsors: Mirkarimi; Campos
Ordinance amending the San Francisco Administrative Code by adding a new Chapter 39 to establish the San Francisco Public Housing Tenant Protection Ordinance and set City policy regarding Financial Assistance to development projects that involve the demolition, disposition, rehabilitation, and/or conversion of Public Housing Units and/or the relocation of tenants from Public Housing Units.
07/13/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/12/2010.

100922 [Authorizing the Department of Public Health to Enter Into Contracts for Out-of-County Behavioral Health Services in the Foster Care System]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by amending Section 21.42 to authorize the Department of Public Health to contract for behavioral health services to children in the foster care system under the jurisdiction of the City and County of San Francisco and located outside of San Francisco, utilizing contracting language and forms mandated by the State of California under California Welfare and Institutions Code Section 5777.7.
07/13/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 8/12/2010.

Resolutions

100923 [Accept and Expend Grant - Department of Public Library - $80,000]
Sponsor: Chu
Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $80,000 from the California State Library as part of the Federal Library Services and Technology Act for the Out-of-School-Time Online Homework Help Program.

07/13/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100924 [Loan from the Metropolitan Transportation Commission to Expand the Scope of the SFpark Pilot Projects - $22,000,000]
Sponsor: Mirkarimi
Resolution approving a loan agreement between the City and County of San Francisco, through the San Francisco Municipal Transportation Agency, and the Metropolitan Transportation Commission for $22,000,000 of Congestion Mitigation and Air Quality Improvement funding to be repaid by the San Francisco Municipal Transportation Agency over a five year period with parking-related revenues.
(Fiscal Impact.)

07/13/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100925 [Contract with the San Francisco Community Health Authority to Provide Provider Payment Services for the Healthy San Francisco Program]
Sponsor: Mayor
Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract with the San Francisco Community Health Authority to provide Provider Payment services for the Healthy San Francisco program for the term of July 1, 2010, through June 30, 2011.

07/13/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100926 [Authorizing Expenditures from SOMA Community Stabilization Fund - $2,762,000]
Sponsor: Mayor
Resolution authorizing the Mayor's Office of Housing to expend SOMA Community Stabilization Fund dollars under certain conditions in the amount of $2,762,000 to subsidize the development of onsite affordable rental housing units at 333 Harrison Street.

07/13/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100927 [Approving Retroactive Contracts with 20 Non-Profit Organizations and the University of California at San Francisco to Provide Behavioral Health Services]
Sponsor: Mayor
Resolution approving retroactive contracts with non-profit organizations and the University of California at San Francisco to provide behavioral health services for the period of July 1, 2010, through December 31, 2015.
(Fiscal Impact.)

07/13/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100928 [Accept and Expend Grant - Department of Public Works - $417,339]
Sponsors: Mayor; Dufty
Resolution authorizing the Department of Public Works to apply for, accept and expend $417,339 in Federal American Recovery and Reinvestment Act of 2009 Transportation Enhancement funds for the Corbin Place Stair Replacement Project.

07/13/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100929 [Approval of Amendment Agreement with the Tides Center - $10,570,840]
Sponsor: Mayor
Resolution retroactively approving amendment to agreement with the Tides Center to provide property management services at the Direct Access to Housing sites to extend the contract term by three years and increase the contract amount by $10,570,840.
(Fiscal Impact.)

07/13/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100930 [Expend Grant - Adopting California Environmental Quality Act Findings and Authorizing Grant Expenditure for Cesar Chavez Sewer System Improvement Project - $477,900]
Sponsor: Mayor
Resolution adopting findings under the California Environmental Quality Act, CEQA Guidelines, and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program, related to the funding of Project No. CENMSCIC11, Cesar Chavez Sewer System Improvement, directing the Clerk of the Board of Supervisors to notify the Controller of this action, and authorizing the San Francisco Public Utilities Commission to expend a grant in the amount of $477,900 from the U.S. Environmental Protection Agency through the Department of the Interior, Environment, and Related Agencies Appropriation Act of 2006.

07/13/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100931 [Local Support for Proposition 1B Local Streets and Road Projects]
Sponsor: Mayor
Resolution authorizing local support for street resurfacing projects to be funded by FY2009-2010 Proposition 1B State Infrastructure Bond funds from the Local Street and Road, Congestion Relief, and Traffic Safety Account of 2006.

100932 [Apply for State Used Oil Payment Program]
Sponsor: Mayor
Resolution authorizing the Department of the Environment to apply for annual grants from the California Department of Resources Recycling and Recovery for the purpose of increasing Used Motor Oil Recycling and Household Hazardous Waste Management.

07/13/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100933 [Homeland Security Grants]

Sponsor: Mayor

Resolution authorizing designated City and County officials to execute and file, on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under various grant programs, including: the FY2010 Homeland Security Grant Program for the FY2010 Urban Areas Security Initiative (UASI) grant, the FY2010 Regional Catastrophic Preparedness Grant Program (RCPGP), the FY2010 Interoperable Emergency Communications Grant Program (IECGP), Public Law 111-83, FY2010 State Homeland Security Grant Program, FY2010 Metropolitan Medical Response System, FY2010 Citizen Corps Program, FY2010 Emergency Management Performance Grant, and FY2010 Buffer Zone Protection Program.

07/13/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100934 [Issuance and Sale of Tax-Exempt Revenue Bonds - Drew School - Not to Exceed $8,000,000]

Sponsor: Alioto-Pier

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $8,000,000 to finance and/or refinance various capital facilities owned by Drew School.

100935 [Supporting Eddy Zheng's Application to Remain Lawfully in the United States]

Sponsors: Chiu; Mar, Avalos, Mirkarimi, Campos, Chu and Maxwell

Resolution urging the Honorable Arnold Schwarzenegger, Governor of California, to grant Xiao Fei "Eddy" Zheng a full pardon and allow him to remain in the United States and to continue to serving youth in the San Francisco Bay Area community.

07/13/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100936 [Accept and Expend Grant - Early Childhood Mental Health Consultation Initiative - $20,000]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of $20,000 from the San Francisco Foundation, to assist with a project entitled "Early Childhood Mental Health Consultation Initiative" for the period of June 1, 2010, through May 31, 2011.

07/13/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100937 [Honoring Duane Kuiper and Mike Krukow in Recognition of their 20th Anniversary as San Francisco Giants Broadcasters]

Sponsors: Dufty; Elsbernd and Alioto-Pier

Resolution Honoring Duane Kuiper and Mike Krukow in recognition of their 20th Anniversary as San Francisco Giants broadcasters and wishing them the best over their next twenty years and beyond.

07/13/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100938 [Support Assembly Bill 32 Regarding the CLEAR Act]
Sponsor: Mirkarimi
Resolution in support of Assembly Bill 32 regarding the CLEAR Act pending in the United States Senate.

07/13/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

100835 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 266-286 - 4th Street]
Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the fee simple interest in real property commonly known as 266-286 - 4th Street, San Francisco, California, Assessor's Parcel No. Block 3733, Lot 093, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100838 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 790 Market Street]
Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 790 Market Street, San Francisco, California, Assessor's Parcel No. Block 0328, Lot 002, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100841 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 801 Market Street]
Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel No. Block 3705, Lot 48A, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100844 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 933-949 Stockton Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the fee simple interest in real property commonly known as 933-949 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0211, Lot 001, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100847 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 1455 Stockton Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0130, Lot 001, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

06/21/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100939 [Budget and Legislative Analyst Review of Aging in Place Practices and Resources]

Sponsor: Mar

Motion directing the Budget and Legislative Analyst to conduct a review of practices and resources that might enable aging adults in the City and County of San Francisco to live in their homes and communities independently. Specific areas of review may include: (1) determining the approximate number of seniors on affordable housing and public housing waitlists in San Francisco; (2) collecting and summarizing demographic information about seniors in San Francisco; (3) reviewing independent living programs and models including shared housing programs, cross-generational aging in place programs, volunteer health advocacy programs, and the non-profit retirement villages model; and (4) providing legislative recommendations for incentives that encourage property owners to make residential upgrades that increase accessibility and safety.

07/13/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

Hearings

100940 [News Rack Program Updates]
Sponsor: Alioto-Pier
Hearing to discuss installation of news racks in San Francisco. Specifically, the hearing will focus on neighborhood newspapers' placement in neighborhood commercial districts, the method of dealing with publications that cease publication, and the schedule for future installation of news racks.

07/13/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100941 [City Services Auditor Report - San Francisco Police Department]
Sponsor: Mar
Hearing on the City Services Auditor Report entitled "San Francisco Police Department: Cost Estimates for Achieving Operational Effectiveness in Crime Lab Operations."

07/13/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100942 [Gender Responsive Budgeting Report]
Sponsor: Mar
Hearing on the report "Gender Responsive Budgeting: A Path to Accountability and Data-Based Policy-Making" by the Department on the Status of Women.

07/13/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

100944 [Committee of the Whole - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds]
Hearing of persons interested in or objecting to the amendments to the proposed Resolution and Ordinance relating to the Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds. (Clerk of the Board)

07/13/10; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

100945 [Committee of the Whole - Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members Charter Amendment]
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of two tenants, two landlords, and three neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members. (Clerk of the Board)

07/13/10; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

100949 [Committee of the Whole - Election Day Voter Registration Charter Amendment]
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.112 and amending Article XVII to establish Election Day Voter Registration for exclusively municipal elections. (Clerk of the Board)

07/13/10; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

Introduced by the President at the Request of the Department

PROPOSED RESOLUTIONS

100832 [Contract with Institute on Aging for the Provision of Case Management, Community Living Fund and Linkages Program Services - Not to Exceed $13,191,544]
Resolution approving the grant agreement between the City and County of San Francisco and the non-profit Institute on Aging to provide Case Management, Community Living Fund and Linkages Program services to seniors and adults with disabilities during the period of July 1, 2010, to June 30, 2014, for a total not to exceed amount of $13,191,544. (Human Services Department) (Fiscal Impact.)

06/24/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100833 [Approving Street Encroachment at Lake Merced Boulevard and Higuera Avenue]
Resolution granting revocable permission to Park Merced Investors Properties, LLC, to occupy a portion of the public right-of-way for the installation and maintenance of a neighborhood sign (4' high x 36' wide x 32" deep) at the corner of Lake Merced Boulevard and Higuera Avenue in the median island (Block No. 0807, Lot No. 012), conditioned upon the payment of an annual assessment fee. (Public Works Department)

06/25/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100900 [Approval of Amendment No. 1 of Lease, Use, and Operating Agreement for BART Station and Related Facilities and Grant Easement at San Francisco International Airport, Lease No. L97-0081]
Resolution approving and authorizing the execution of Amendment No. 1 to Lease, Use, and Operating Agreement for BART Station and Related Facilities and Grant of Easement at San Francisco International Airport, Lease No. L97-0081 to: (1) limit BART Premium Fare (surcharge) for non-airline airport employees for $1.50 each way for the remainder of the Lease; (2) remove BART Faithful Performance Deposit requirement; (3) permit monthly payment by BART of the annual rent in lieu of advance annual payment; (4) allow advertising by BART in the Airport-BART Station; and (5) include administrative updates to the Lease. (Airport Commission) (Fiscal Impact.)

06/30/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100901 [California Environmental Quality Act Findings for Water System Improvement Program Habitat Mitigation Actions]

Resolution adopting findings under the California Environmental Quality Act (CEQA), including the adoption of a mitigation and monitoring reporting program and a statement of overriding considerations, related to full implementation of Habitat Mitigation Actions at two sites in Alameda County for the San Francisco Public Utilities Commission Sunol Valley Water Treatment Plant Expansion and Treated Water Reservoir project [CUW38101] and other Water System Improvement Program projects, and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

07/02/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100904 [Special Assessment of Liens for Assessment of Cost]

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection, for services rendered by said Department of costs thereof having accrued pursuant to Code Violations referenced above.

06/30/10; RECEIVED AND ASSIGNED to Board of Supervisors.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

Potholes and Sidewalk Issues

On Hayes, between Lyon & Baker, North side
On Fillmore & Waller, South of Waller near crosswalk; sink hole/asphalt cracking

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Garbage Can
Northwest corner of Fulton & Clayton
Northwest corner of Haight & Fillmore

Malibox
Southwest corner of Turk & Baker
Southwest corner of McAllister & Broderick

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily
Northwest corner of Hayes and Gough

City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private locations:

901 Divisadero
500 Page, on Fell side
1779 Fulton
593 Haight
798 Haight
751 Fulton
1859 Fulton
546 Haight
528 Haight
507 Haight

In Memoriams

John "Jack" Webb, Jr. - Supervisors Dufty, Alioto-Pier, Elsbernd & Chu
Isabella "Bella" Farrow - Supervisors Alioto-Pier & Dufty
Kevin Pimentel - Supervisor Chiu
Margaret Casey - Supervisor Chu
Bo-Shu Zhu - Supervisor Chu
Hung Chun Chu - Entire Board

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 2:10 a.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 14, 2010.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 16 2011

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, July 20, 2010 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Avalos, Mirkarimi, Elsbernd	Wednesday 11:00 AM
City and School District Select Committee Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu, Avalos, Dufty	2nd and 4th Monday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Chu, Daly	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Maxwell, Mar, Chiu	Monday 1:00 PM
Public Safety Committee Supervisors Chiu, Mirkarimi, Elsbernd	1st and 3rd Monday 10:00 AM
Rules Committee Supervisors Campos, Alioto-Pier, Mar	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:17 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved to approve the Board Meeting Minutes of June 15, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMUNICATIONS

There were none.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

President, David Chiu, inquired if the Mayor would make an appearance before the Board of Supervisors. Budget Director, Greg Wagner, indicated the Mayor would not be present.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

100715 [Fire Department Cost Recovery for Vehicle Incidents]
Sponsor: Mayor
Ordinance amending the San Francisco Fire Code, Appendix Chapter 1, by adding Section 112.22 to authorize the Fire Department to recover costs incurred removing vehicle contents from City streets and highways after vehicle incidents.

Ordinance No. 194-10

FINALLY PASSED

100725 [Establishing Automated Point-of-Sale Systems Registration, Inspection and Reinspection Requirements and Fees]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by adding Chapter 115, Sections 115 through 115.8, to establish registration, inspection and reinspection requirements and fees for automated point-of-sale (scanner) systems to ensure compliance with California Business and Professions Code Sections 120242, 12024.6, and 12103.5, and making environmental findings.

Ordinance No. 195-10

FINALLY PASSED

Recommendations of the City Operations and Neighborhood Services Committee

100671 [Smoking Prohibition Signage Requirement]
Sponsor: Mar
Ordinance amending San Francisco Health Code Section 1009.22 to clarify signage language requirement.

Ordinance No. 192-10

FINALLY PASSED

100758 [Public Works Code - Banners in the North of Market/Tenderloin Community Benefit District]
Sponsor: Daly
Ordinance amending Public Works Code, Article 5.7, Section 184.78 to allow the posting of banners in the North of Market/Tenderloin Community Benefit District as defined herein and adopting environmental findings.

Ordinance No. 193-10

FINALLY PASSED

100885 [Accept and Expend Grant - Pedestrian and Bicycle Projects - $685,000]
Sponsor: Chu
Resolution authorizing the San Francisco Municipal Transportation Agency and the Department of Public Works to accept and expend State Transportation Development Act Article 3 funds totaling $685,000 which consists of $310,000 to the Department of Public Works and $375,000 to the San Francisco Municipal Transportation Agency, for various pedestrian and bicycle projects in the City and County of San Francisco in FY2010-2011.

Resolution No. 331-10

ADOPTED

Recommendations of the Government Audit and Oversight Committee

100808 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Police]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Police by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Ordinance No. 202-10

FINALLY PASSED

100866 [Memorandum of Understanding, Amendment No. 2 - Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2011 Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees and Helpers, Teamsters Local 856 (Supervising Registered Nurses, Unit 11.B.), by extending the term of the parties' Agreement through June 30, 2012, and by implementing specified terms and conditions of employment for FYs 2010-2011 and 2011-2012.

Ordinance No. 168-10

FINALLY PASSED

100868 [Memorandum of Understanding - Service Employees International Union, Local 1021 Staff and Per Diem Nurses]

Sponsor: Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021 Staff and Per Diem Nurses, to be effective July 1, 2010, through June 30, 2012.

Ordinance No. 196-10

FINALLY PASSED

Recommendations of the Rules Committee

100856 [Settlement of Lawsuit - Jeffrey Bitton, Sandra Bitton and Micha Bitton - $48,500]

Ordinance authorizing settlement of the lawsuit filed by Jeffrey Bitton, Sandra Bitton, and Micha Bitton against the City and County of San Francisco for $48,500; the lawsuit was filed on December 15, 2008, in the United States District Court, Northern District of California, Case No. C08-5585; entitled Jeffrey Bitton, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING

100857 [Settlement of Attorney's Fees/Costs for Claim in Lawsuit - A.N.S.W.E.R. Coalition - $90,000]

Ordinance authorizing settlement of the claim for attorney's fees and costs incurred by A.N.S.W.E.R. Coalition - San Francisco in litigation against the City and County of San Francisco for $90,000; the lawsuit was filed on June 16, 2006, in San Francisco Superior Court, Case No. CPF-06-506438; entitled A.N.S.W.E.R. Coalition - San Francisco v. City and County of San Francisco. (City Attorney)

PASSED, ON FIRST READING

100858 [Settlement of Unlitigated Claim - Barbara Whittenburg - $60,000]

Resolution approving the settlement of the unlitigated claim filed by Barbara Whittenburg against the City and County of San Francisco for $60,000; claim was filed on November 12, 2009. (City Attorney)

Resolution No. 325-10

ADOPTED

100859 [Settlement of Unlitigated Claim - Lance Gentile - $105,000]

Resolution approving the settlement of the unlitigated claim filed by Lance Gentile against the City and County of San Francisco for $105,000; claim was filed on September 28, 2009. (City Attorney)

Resolution No. 326-10

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Supervisor Avalos, seconded by Supervisor Maxwell, moved to continue File Nos. 100701 and 100747 to later in the meeting. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Mirkarimi

Privilege of the floor was granted to Budget Director, Greg Wagner, who provided an overview and responded to questions raised throughout the discussion regarding File Nos. 100701 and 100747.

100701 [Proposed Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]

Sponsor: Mayor

Proposed Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012.
(Supervisor Elsbernd dissented in Committee.)

The Mayor's Office submitted Technical Adjustment No. 5 to add revenue and selected program increases and Technical Adjustment No. 6 to merge a supplemental appropriation from File No. 100909 in the amount of $6,816,953 to the Annual Appropriation Ordinance (File No. 100701).

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Ordinance be AMENDED by adding Section 8.3 of the administrative provisions regarding 'Process for Addressing General Fund Revenue Shortfalls.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Daly, seconded by Supervisor Mirkarimi, moved to delete $677,440 from Item Nos. 3, 6, and 8, from the technical adjustments to Item No. 5. The motion FAILED by the following vote:
Ayes: 2 - Daly, Mirkarimi
Noes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell

See File No. 100747.

Supervisor Chiu, seconded by Supervisor Mirkarimi, moved that this Ordinance be AMENDED by placing $44,000,000 on reserve of salaries of selected departments, and placing $6,800,000 on reserve of Department of Technology expenses of selected departments. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100747 [Proposed Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]

Sponsor: Mayor

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

See File No. 100701.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

Recommendations of the Government Audit and Oversight Committee

100810 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 2)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 2, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

(Supervisor Daly dissented in committee.)

Privilege of the floor was granted to Martin Gran (Department of Human Resources) who responded to questions raised throughout the discussion.

Ordinance No. 197-10

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Campos, Daly

100811 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Units P-1 & P-2A)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Ordinance No. 200-10

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Campos, Daly

100812 [Memorandum of Understanding, Amendment No. 2 - San Francisco Police Officers' Association (Unit P-2B)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Ordinance No. 201-10

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Campos, Daly

100867 [Memorandum of Understanding, Amendment No. 2 - Municipal Executives' Association Fire]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 2 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association Fire by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Ordinance No. 199-10

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Avalos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell
Noes: 3 - Campos, Daly, Mirkarimi

Supervisor Chu Excused from Voting

Supervisor Elsbernd, seconded by Supervisor Maxwell, moved that Supervisor Chu be excused from voting on File No. 100809. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Chu

From the Government Audit and Oversight Committee Without Recommendation

100809 [Memorandum of Understanding, Amendment No. 3 - San Francisco Firefighters, Local 798, (Unit 1)]

Sponsor: Mayor

Ordinance adopting and implementing Amendment No. 3 to the 2007-2012 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Firefighters, Local 798, Unit 1, by extending the term of the parties' Agreement through June 30, 2013, and by implementing specified terms and conditions of employment for FYs 2010-2011, 2011-2012, and 2012-2013.

Privilege of the floor was granted to Martin Gran (Department of Human Resources) who responded to questions raised throughout the discussion.

Ordinance No. 198-10

FINALLY PASSED by the following vote:

Ayes: 8 - Alioto-Pier, Avalos, Chiu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Campos, Daly
Excused: 1 - Chu

Recommendations of the Rules Committee

100629 [San Francisco Affordable Housing Fund]
Sponsor: Daly
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by adding Section 16.127 to: (1) establish baseline appropriation and make an annual appropriation of the equivalent of 33% of any available general fund budget surplus for the next fifteen (15) years to support affordable housing programs; (2) require the Mayor's Office of Housing, in cooperation with the Department of Public Health and Department of Human Services, to prepare an affordable housing plan every three (3) years and an annual affordable housing budget; (3) affirm City policy urging the Redevelopment Agency to use at least 50% of its tax increment funds for low and moderate income housing; and (4) set an expiration date of July 1, 2026.
(Supervisor Alioto-Pier dissented in committee.)

Privilege of the floor was granted to Monique Zmuda (Controller's Office) who responded to questions raised throughout the discussion.

ORDERED SUBMITTED. The motion FAILED by the following vote:

Ayes: 4 - Campos, Chiu, Daly, Mar
Noes: 7 - Alioto-Pier, Avalos, Chu, Dufty, Elsbernd, Maxwell, Mirkarimi

100630 [Requiring the Mayor to Appear Personally at One Regularly-Scheduled Meeting of the Board of Supervisors Each Month to Engage in Formal Policy Discussions with Members of the Board]
Sponsor: Daly
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Sections 2.103 and 3.100, to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.

ORDERED SUBMITTED by the following vote:

Ayes: 6 - Avalos, Campos, Chiu, Daly, Mar, Mirkarimi
Noes: 5 - Alioto-Pier, Chu, Dufty, Elsbernd, Maxwell

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved to continue File No. 100633 to later in the meeting. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Mirkarimi

100633 [Split Appointments to the Recreation and Park Commission]
Sponsors: Mirkarimi; Campos, Mar, Daly and Avalos
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by amending Section 4.113 to split the power to make appointments to the Recreation and Park Commission between the Mayor and the Board of Supervisors, and amending Section 15.105 to provide that the appropriate appointing authority may initiate removal of Recreation and Park Commissioners.

ORDERED SUBMITTED. The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Daly, Mar, Mirkarimi
Noes: 6 - Alioto-Pier, Chiu, Chu, Dufty, Elsbernd, Maxwell

100634 [Health Service Board Terms and Elections]
Sponsor: Elsbernd
Charter Amendment (First Draft) to amend the Charter of the City and County of San Francisco by amending Section 12.00, to shorten, on a one-time basis, the term of one Health Service Board member from five years to three years, and the term of another Health Service Board member from five years to two years, so that Board terms will expire in pairs in the future and can be filled during the same Board election.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Maxwell, Mirkarimi
Noes: 2 - Daly, Mar

100635 [Non-Citizen Voting in School Board Elections]
Sponsors: Chiu; Campos, Mar, Avalos, Mirkarimi, Maxwell, Daly and Dufty
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Section 8.100 and adding Section 13.111 to authorize San Francisco residents 18 years of age or older who are the parents, legal guardians or caregivers of children in the San Francisco Unified School District to vote in elections for the Board of Education, regardless of whether the residents are United States citizens.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi
Noes: 2 - Chu, Elsbernd

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

100882 [Waiver of Street Encroachment Permit Fee for Golden Gate, Highway, and Transportation District]
Sponsor: Elsbernd
Ordinance waiving the street encroachment permit processing fee in Public Works Code Section 2.1.1(j) for signs related to bus service for the Golden Gate Bridge, Highway, and Transportation District.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100607 [Adopting California Environmental Quality Act Findings for Sunnydale Sewer System Improvement Project]

Resolution adopting findings under the California Environmental Quality Act, CEQA Guidelines, and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program, related to the funding of Project No. CENMSCIC23, Sunnydale Sewer System Improvement Project, in the Visitacion Valley and Sunnydale neighborhood areas, and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

Resolution No. 337-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100687 [Agreement to Purchase Permanent Subsurface Easements and Temporary License Agreements to Enter and Use Property for the Sunnydale Sewer System Improvement Project totaling $2,459,664]

Resolution approving and authorizing agreements for the acquisition of the following real property rights required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (Project) totaling $2,459,664: (1) permanent subsurface sewer easements over portions of San Francisco APN 4991/24 and 4991/65 comprising 11,677.7 square feet, (2) permanent subsurface sewer easements over portions of San Francisco APN 5100/3, 5101/7, and 5102/9 comprising 24,468 square feet, (3) a temporary 18-month License with a 6-month option term over San Francisco APN 4991/24, 4991/61, 4991/65 comprising 47,568 square feet, and 22,215 square feet over the contiguous Brisbane APN 005-153-030, and (4) a temporary 18-month License with a 6-month option term over portions of San Francisco APN 5100/3 and 5107/1 comprising 24,613.7 square feet; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

Resolution No. 330-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100688 [Agreement to Purchase Permanent Subsurface Easements for the Sunnydale Sewer Improvement Project totaling $174,001]

Resolution approving and authorizing agreements for the acquisition of permanent subsurface sewer easements required for the Sunnydale Sewer Improvement Project No. CENMSCIC2362 (the "Project") over portions of San Francisco APN 5104/4, 4991/7/8, 4991/9 and 4991/68 from Recology Properties, Inc. (fka Macor, Inc.) and Recology San Francisco (fka SF Recycling & disposal, Inc./fka Sanitary Fill Co.) totaling $174,001, comprising 31,826.19 square feet; adopting findings under the California Environmental Quality Act (CEQA); adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution. (Real Estate Department)

Resolution No. 329-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100780 [Amendment to Treasure Island South Waterfront Master Lease]
Resolution approving the Twenty-Sixth Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 342-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100781 [Amendment to Treasure Island Land and Structures Master Lease]
Resolution approving the Thirty-Fourth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 341-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100782 [Amendment to Treasure Island Marina Master Lease]
Resolution approving the Fourteenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 340-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100783 [Amendment to Treasure Island Childcare Master Lease]
Resolution approving the Sixth Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 339-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100784 [Amendment to Treasure Island Event Venues Master Lease]
Resolution approving the Twenty-Second Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the U.S. Navy to extend the term. (Treasure Island Development Authority)

Resolution No. 338-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100785 [Approving Modification to the Cooperative Agreement between the Treasure Island Development Authority and the U.S. Navy]

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Modification to the Cooperative Agreement with the U.S. Navy to extend the Cooperative Agreement from October 1, 2010, to September 30, 2011. (Treasure Island Development Authority)

Resolution No. 328-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100796 [Agreement for Vehicle Towing, Storage and Disposal Services with TEGSCO, LLC, dba San Francisco Auto Return]

Sponsor: Elsbernd

Resolution approving the amended and restated service agreement and property use license for towing, storage and disposal of abandoned and illegally parked vehicles by and between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, d.b.a. San Francisco Auto Return.

Resolution No. 323-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100805 [Memorandum of Understanding - Clipper Program Operations and Maintenance]

Sponsor: Dufty

Resolution approving the Memorandum of Understanding with the Metropolitan Transportation Commission, and other Bay Area transit agencies, for the future operation and maintenance of the Clipper Program.
(Fiscal Impact.)

Resolution No. 332-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100855 [Approve San Francisco Public Utilities Commission Calaveras Dam Replacement Construction Management Contract - Not to Exceed $38,000,000]

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute Water System Improvement Program-funded Professional Service Agreement No. CS-911R, Calaveras Dam Replacement Construction Management Services, with Black and Veatch, for an amount not to exceed $38,000,000 with a term of up to five years and six months, pursuant to San Francisco Charter Section 9.118. (Public Utilities Commission)

Resolution No. 327-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Budget and Finance Committee

100729 [Treasure Island Development Authority Budget FY2010-2011]
Sponsor: Mayor
Resolution approving the Budget of the Treasure Island Development Authority for FY2010-2011.

Resolution No. 346-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100703 [Planning Code Amendments to Update Fees for Cost Recovery]
Sponsor: Mayor
Ordinance amending the San Francisco Planning Code, Article 3.5, by amending Sections 350, 351, 352, 353, 354, 355, and 358, to increase fees 2.61%, and an additional 2.04% for all fees except those associated with small projects for cost recovery; add a new fee for Conditional Use Applications for Wireless Telecommunication Services Facilities; increase the Discretionary Review filing fee; and make other adjustments for cost recovery.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100724 [Update to Environmental Review Fees to Increase Fees for Cost Recovery, Establish a New Fee for Mitigation and Conditions of Approval Monitoring, and Make Other Clarifying Changes]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code, Chapter 31, Articles IV and V, by amending Sections 31.22, 31.23, and 31.24. to increase all fees 2.61% which is the cost of living adjustment, and an additional 2.04% for cost recovery, further increase Categorical Exemption Class 32, Negative Declaration and Environmental Impact Report addendum fees for cost recovery. change the timing of Environmental Impact Report payments, add a new fee for mitigation and condition of approval monitoring, and for the Municipal Transportation Agency and Public Utilities Commission for Categorical Exemption Certificates, clarify phase collection payments and refund policy, and establish a processing fee for phased payments.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Avalos, seconded by Supervisor Maxwell, moved to continue File No. 100909 to later in the meeting. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Mirkarimi

Privilege of the floor was granted to Budget Director, Greg Wagner, who provided an overview and responded to questions raised throughout the discussion regarding File No. 100909.

100909 [Appropriating $6,816,953 of General Fund Balance and Additional Revenues for Various Programs in Children, Youth, and Their Families and Human Services Agency for FY2010-2011]
Sponsor: Avalos
Ordinance appropriating $6,816,953, including $6,353,453 of General Fund balance, $320,000 of property tax revenues, $40,000 of administrative processing fees, and $103,500 of Federal Medi-Cal Title XIX revenues, and appropriating $5,470,339 for various programs in the Department of Children, Youth, and Their Families and $1,346,614 for various programs in Human Services Agency - Department of Aging and Adult Services for FY2010-2011, and urging the First Five Commission to program at least $693,000 of existing appropriation authority for Early Childcare and Education programs, requiring a two-thirds affirmative vote of all members of the Board of Supervisors per San Francisco Charter Section 9.113.
(Fiscal Impact.)

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved that this Ordinance be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100886 [Approving the Issuance of Bonds for National Center for International Schools by the California Enterprise Development Authority - Not to Exceed $26,500,000]
Sponsor: Daly
Resolution approving the issuance, by the California Enterprise Development Authority, of its revenue obligations bonds for the benefit of National Center for International Schools, a nonprofit public benefit corporation, and/or a related entity in an aggregate principal amount not to exceed $26,500,000 for the purpose of financing and refinancing the cost of the acquisition, construction, rehabilitation, equipping and furnishing of certain property, providing the terms and conditions for such obligations and other matters relating thereto.

Resolution No. 312-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

From the Budget and Finance Committee Without Recommendation

100750 [Increase the Real Property Transfer Tax]
Sponsor: Avalos
Motion ordering submitted to the voters an ordinance authorizing an amendment to the Real Property Transfer Tax at an election to be held on November 2, 2010.
(Economic Impact.)

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100756 [Establishing a Progressive Payroll Expense Tax Rate Structure and Reducing Selected Payroll Expense Tax Rates; Imposing a Gross Receipts Tax on the Rental of Commercial Real Property]

Sponsor: Chiu

Motion ordering submitted to the voters an ordinance revising the payroll expense tax to establish a progressive tax rate structure and reducing selected payroll expense tax rates and imposing a gross receipts tax on the rental of commercial real property, at an election to be held on November 2, 2010.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100759 [Parking Tax Increase and Tax on Valet Services]

Sponsor: Mirkarimi

Motion ordering submitted to the voters an ordinance authorizing the "Ordinance amending San Francisco Business and Tax Regulations Code, Article 9, Sections 602 and 602.5 (Tax on Occupancy of Parking Space in Parking Station) to increase the tax rate from 15% to 25%, making the total tax rate, including the existing surcharge, 35%; amending Section 601 to clarify the definition of "Operator" and "Occupant" and to add a new definition of "Valet Parking Service Provider;" and adding Section 602B to impose an additional tax of 35% on gross receipts from valet parking services" at an election to be held on November 2, 2010.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Motion be CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendation of the City Operations and Neighborhood Services Committee

100751 [Implementation of Assembly Bill 1421 - Assisted Outpatient Treatment, "Laura's Law"]

Sponsor: Alioto-Pier

Resolution authorizing the implementation of assisted outpatient treatment in the City and County of San Francisco, requesting the Controller conduct an analysis of mental health funding levels. (Supervisor Avalos dissented in committee.)

Privilege of the floor was granted to Dr. James Dilley (UCSF) who responded to questions raised throughout the discussion.

Supervisor Alioto-Pier, seconded by Supervisor Dufty, moved that this Resolution be AMENDED on Page 1, Lines 17-18, by adding 'WHEREAS, The San Francisco Board of Supervisors intends to implement these provisions on a pilot basis, ending no later than 2013; and'; on Page 3, Line 18, by adding 'July 12, 2010,' after 'on'; and on Page 4, Lines 3-6, by adding 'and the Board requests the Department of Public Health to prepare reports measuring the efficacy of this program and to send copies of these reports to the Board of Supervisors when they are filed with the California Department of Mental Health.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Mirkarimi, seconded by Supervisor Campos, moved that this Resolution be CONTINUED AS AMENDED to August 3, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100949 **[Committee of the Whole - Election Day Voter Registration Charter Amendment]**
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.112 and amending Article XVII to establish Election Day Voter Registration for exclusively municipal elections. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the amendments to the proposed Election Day Voter Registration Charter Amendment referenced in File No. 100267. There were no speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100267 **[Election Day Voter Registration]**
Sponsors: Mirkarimi; Mar and Chiu
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by adding Section 13.112 and amending Article XVII to establish Election Day Voter Registration for exclusively municipal elections.

Supervisors Mar and Chiu requested to be added as co-sponsors.

ORDERED SUBMITTED by the following vote:

Ayes: 9 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi
Noes: 2 - Alioto-Pier, Elsbernd

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100944 [Committee of the Whole - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds]

Hearing of persons interested in or objecting to the amendments to the proposed Resolution and Ordinance relating to the Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the amendments to the Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds referenced in File Nos. 100581 and 100580. Mary Lou Zoback; Heidi Sieck; Walter Paulson; Ami Anderson-Alden; Bob Pekelnicky; Gabriel Metcalf; Patrick O'Tellini; Kay Vasilyeva; Barbara Schultheis; Joe Berron; David Bonowitz; Male Speaker; expressed various concerns relating to seismic safety. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

Supervisor Maxwell was noted absent at 3:46 p.m., and noted present at 4:16 p.m.

Supervisor Avalos, seconded by Supervisor Mar, moved to continue File Nos. 100581 and 100580 to later in the meeting. The motion carried by the following vote:

Ayes: 6 - Avalos, Campos, Chiu, Chu, Mar, Mirkarimi
Noes: 4 - Alioto-Pier, Daly, Dufty, Elsbernd
Absent: 1 - Maxwell

100581 [General Obligation Bonds - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bonds 2010 - Estimated Cost $46,150,000]
Sponsor: Mayor

Resolution determining and declaring that the public interest and necessity demand the construction, improvement and seismic retrofitting of multi-story wood framed affordable housing soft-story buildings for earthquake safety funded by the City or other qualified governmental housing finance agency, or owned by private third-parties and the payment of related costs necessary or convenient for the foregoing purposes; finding that the estimated cost of $46,150,000 for such improvements is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require incurring bonded indebtedness; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA) and adopting findings under CEQA, CEQA Guidelines, and San Francisco Administrative Code Chapter 31 for the remaining portion of the proposed bond; finding the proposed bond is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Charter Section 4.105 and Administrative Code Section 2A.53; and waiving the time limits set forth in Administrative Code Section 2.34.

Resolution No. 311-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100580 [General Obligation Bond - Earthquake Safety Retrofit Deferred Loan and Grant Program General Obligation Bond - November 2, 2010, Election]
Sponsor: Mayor

Ordinance calling and providing for a consolidated general election to be held in the City and County of San Francisco on Tuesday, November 2, 2010, for the purpose of submitting to the voters of the City and County of San Francisco a proposition to authorize general obligation bonded indebtedness of the City and County in the Amount of Forty Six Million One Hundred and Fifty Thousand Dollars ($46,150,000) to provide deferred loans and/or grants to pay the costs of seismic retrofits to multi-story wood structures that are at significant risk of substantial damage and collapse during an earthquake; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Chapter 37 of the San Francisco Administrative Code; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest thereof; prescribing notice to be given of such election; finding that the proposed bond is not a project under the California Environmental Quality Act; finding that the proposed project is in conformity with the priority policies of Planning Code Section 101.1(b) and with the General Plan consistency requirement of Administrative Code Section 2A.53; consolidating the special election with the general election on the same date; establishing the election precincts, voting places and officers for the election; waiving the word limitation on ballot propositions imposed by San Francisco Municipal Elections Code Section 510; complying with Section 53410 of the California Government Code; incorporating the provisions of Article V of Chapter V of the San Francisco Administrative Code; and waiving the time requirements specified in Section 2.34 of the San Francisco Administrative Code.

Ordinance No. 167-10

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100945 **[Committee of the Whole - Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members Charter Amendment]**
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendment to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of two tenants, two landlords, and three neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the amendments to the proposed Establishment of Rent Board Charter Amendment referenced in File No. 100636. Ray Hartz; Terrie Frye; Cynthia Cozizen; Kendra Froshman; Josh Vining; Carolyn Blair; Walter Paulson; Jose De La Cruz; Male Speaker; Edmond Juicy; Kim Rohrbach; Brook Charles; Janan New; Nick; Male Speaker; Herbert Weiner; expressed various concerns relating to the Rent Board. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

Supervisor Campos, seconded by Supervisor Mar, moved to continue File No. 100636 to later in the meeting. The motion carried by the following vote:
Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Mar, Mirkarimi
Noes: 2 - Daly, Elsbernd

100636 [Establishment of Rent Board in Charter; Appointment and Removal of Members and Alternate Members]
Sponsors: Campos; Avalos, Daly, Mar, Maxwell, Mirkarimi and Chiu
Charter Amendment (Third Draft) to amend the Charter of the City and County of San Francisco by adding Section 4.136, and amending Section 15.105. Section 4.136 would be added to: establish the Residential Rent Stabilization and Arbitration Board (Rent Board) in the Charter; authorize the Board of Supervisors to appoint three members and three alternate members, authorize the Mayor to appoint three members and three alternate members, and authorize the Board of Supervisors President and the Mayor to jointly appoint one member and one alternate member; and provide that the Rent Board will consist of two tenants, two landlords, and three neutral members, with an alternate for each member. Charter Section 15.105, which enumerates commissions whose members are subject to removal only for official misconduct, would be amended to include Rent Board members and alternate members.
(Supervisor Alioto-Pier dissented in committee.)

Supervisor Campos, seconded by Supervisor Chiu, moved that this Charter Amendment be TABLED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Dufty, seconded by Supervisor Maxwell, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Dufty introduced, welcomed, and presented a Certificate of Honor to Bob Grimes in recognition of his accomplishments and continued community support.

Supervisor Maxwell introduced, welcomed, and presented a Certificate of Honor to Richard Battaini of the Sheedy Drayage Company in recognition of his accomplishments and continued community support.

COMMITTEE REPORTS

Recommendation of the Public Safety Committee

100884 [Accept and Expend Grant - Local Juvenile Justice Accountability Measures - $119,034]
Sponsor: Campos
Resolution authorizing the San Francisco Public Defender's Office to accept and expend a grant in the amount of $119,034 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant.

Resolution No. 336-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Rules Committee

100760 [Community Policing and Foot Beat Patrols]
Sponsors: Mirkarimi; Chiu, Avalos, Campos and Mar
Motion ordering submitted to the voters an ordinance establishing the Community Policing Policy and Foot Beat Patrol Program at an election to be held on November 2, 2010.

Supervisor Mar requested to be added as a co-sponsor.

This item was not sent as a Committee Report.

100953 [Community Policing and Foot Beat Patrols]
Sponsors: Mirkarimi; Chiu and Mar
Motion ordering submitted to the voters an ordinance establishing the Community Policing Policy and Foot Beat Patrol Program at an election to be held on November 2, 2010.

This item was not sent as a Committee Report.

Supervisor Campos, seconded by Supervisor Mar, moved to continue File No. 100636 to later in the meeting. The motion carried by the following vote:
Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Mar, Mirkarimi
Noes: 2 - Daly, Elsbernd

100637 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Sponsors: Campos; Mirkarimi, Chiu and Mar

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

Supervisor Campos, seconded by Supervisor Chiu, moved that this Charter Amendment be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Chiu, seconded by Supervisor Campos, moved to duplicate File No. 100637. The motion carried by the following vote:
Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Mirkarimi
Noes: 1 - Daly

See File No. 100982.

Supervisor Avalos, seconded by Supervisor Chiu, moved that this Charter Amendment be CONTINUED AS AMENDED to July 27, 2010, as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100982 **[San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]**

Sponsors: Campos; Mirkarimi, Chiu and Mar

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

See File No. 100637.

Supervisor Chiu, seconded by Supervisor Campos, moved that this Charter Amendment be AMENDED on Page 20, by deleting '4. Beginning with fiscal year 2011-2012, an amount set aside from the annual tax levy equivalent to an annual tax of one cent ($0.01) for each one hundred dollars ($100) assessed valuation. Revenues obtained thereby shall be in addition to, and not in place of, any sums otherwise required to be deposited in the Transportation Fund; provided however that this subsection shall become effective only if the qualified voters of the City and County, at the election held on November 2, 2010, approve a measure or measures that the Controller's Statement(s) in the ballot handbook estimate(s) will, upon full implementation, result in an annual revenue increase to the City of more than $40 million. In the event that no such measures are approved, the City Attorney is authorized to take all steps necessary to remove this subsection 8A.105(b)(4) from the Charter.' The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

Supervisor Avalos, seconded by Supervisor Chiu, moved that this Charter Amendment be CONTINUED AS AMENDED to July 27, 2010, as a Committee of the Whole. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Ray Hartz; expressed concerns relating to open government.
Peter Newell; expressed concerns relating to historic property.
Male Speaker; expressed various religious concerns.
Marsha Daily; expressed various concerns relating to the shipyard redevelopment.
Walter Paulson; shared in song certain concerns with the Board.
Jacqueline Phillips; expressed various concerns relating to the shipyard redevelopment.
Richard Hobson; expressed various concerns relating to the shipyard redevelopment.
Grace Martinez; expressed various concerns relating to the shipyard redevelopment.
Peter Warfield; expressed concerns relating to the SF Public Library.
Edmond Juicy; expressed various concerns.

Recess

At the hour of 5:11 p.m., Supervisor Campos, seconded by Supervisor Maxwell, moved that the meeting be recessed for 30 minutes. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

At the hour of 6:11 p.m., Supervisor Mirkarimi indicated the meeting would reconvene at 7:00 p.m. The meeting reconvened at 9:50 p.m.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

100931 [Local Support for Proposition 1B Local Streets and Road Projects]
Sponsor: Mayor
Resolution authorizing local support for street resurfacing projects to be funded by FY2009-2010 Proposition 1B State Infrastructure Bond funds from the Local Street and Road, Congestion Relief, and Traffic Safety Account of 2006.

Resolution No. 334-10

ADOPTED

100932 [Apply for State Used Oil Payment Program]
Sponsor: Mayor
Resolution authorizing the Department of the Environment to apply for annual grants from the California Department of Resources Recycling and Recovery for the purpose of increasing Used Motor Oil Recycling and Household Hazardous Waste Management.

Resolution No. 333-10

ADOPTED

100933 [Homeland Security Grants]
Sponsor: Mayor
Resolution authorizing designated City and County officials to execute and file, on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under various grant programs, including: the FY2010 Homeland Security Grant Program for the FY2010 Urban Areas Security Initiative (UASI) grant, the FY2010 Regional Catastrophic Preparedness Grant Program (RCPGP), the FY2010 Interoperable Emergency Communications Grant Program (IECGP), Public Law 111-83, FY2010 State Homeland Security Grant Program, FY2010 Metropolitan Medical Response System, FY2010 Citizen Corps Program, FY2010 Emergency Management Performance Grant, and FY2010 Buffer Zone Protection Program.

Resolution No. 324-10

ADOPTED

100934 [Issuance and Sale of Tax-Exempt Revenue Bonds - Drew School - Not to Exceed $8,000,000]

Sponsor: Alioto-Pier

Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $8,000,000 to finance and/or refinance various capital facilities owned by Drew School.

Resolution No. 344-10

ADOPTED

100936 [Accept and Expend Grant - Early Childhood Mental Health Consultation Initiative - $20,000]

Sponsor: Chu

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of $20,000 from the San Francisco Foundation, to assist with a project entitled "Early Childhood Mental Health Consultation Initiative" for the period of June 1, 2010, through May 31, 2011.

Resolution No. 335-10

ADOPTED

100937 [Honoring Duane Kuiper and Mike Krukow in Recognition of their 20th Anniversary as San Francisco Giants Broadcasters]

Sponsors: Dufty; Elsbernd and Alioto-Pier

Resolution Honoring Duane Kuiper and Mike Krukow in recognition of their 20th Anniversary as San Francisco Giants broadcasters and wishing them the best over their next twenty years and beyond.

Supervisor Alioto-Pier requested to be added as a co-sponsor.

Resolution No. 345-10

ADOPTED

100938 [Support Assembly Bill 32 Regarding the CLEAR Act]

Sponsor: Mirkarimi

Resolution in support of Assembly Bill 32 regarding the CLEAR Act pending in the United States Senate.

Resolution No. 343-10

ADOPTED

100835 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 266-286 - 4th Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the fee simple interest in real property commonly known as 266-286 - 4th Street, San Francisco, California, Assessor's Parcel No. Block 3733, Lot 093, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

Motion No. M10-111

APPROVED

100838 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 790 Market Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 790 Market Street, San Francisco, California, Assessor's Parcel No. Block 0328, Lot 002, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

Motion No. M10-112

APPROVED

100841 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 801 Market Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel No. Block 3705, Lot 48A, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

Motion No. M10-113

APPROVED

100844 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 933-949 Stockton Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of the fee simple interest in real property commonly known as 933-949 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0211, Lot 001, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

Motion No. M10-114

APPROVED

100847 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain - 1455 Stockton Street]

Motion that the Board of Supervisors hold a public hearing on July 27, 2010, at 3:00 p.m., with the Board of Supervisors, sitting as a Committee of the Whole, to consider adopting a Resolution of Necessity to authorize acquisition of a subsurface easement in real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0130, Lot 001, by eminent domain, for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

Motion No. M10-115

APPROVED

100947 [Final Map 5719 - 238 Olive Street; 1030 Franklin Street]

Motion approving Final Map 5719, an Eight Residential Unit Condominium Project, located at 238 Olive Street and 1030 Franklin Street being a subdivision of Lot No. 082 in Assessors Block No. 0719 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M10-116

APPROVED

100948 [Final Map 5168 – 5600 3rd Street]

Motion approving Final Map 5168, a Five Lot Airspace Project, located at 5600 3rd Street being a subdivision of Lot No. 013 in Assessors Block No. 5421 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M10-117

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Alioto-Pier requested that File No. 100935 be severed so that it may be considered separately.

100935 [Supporting Eddy Zheng's Application to Remain Lawfully in the United States]
Sponsors: Chiu; Mar, Avalos, Mirkarimi, Campos, Chu and Maxwell
Resolution urging the Honorable Arnold Schwarzenegger, Governor of California, to grant Xiao Fei "Eddy" Zheng a full pardon and allow him to remain in the United States and to continue to serving youth in the San Francisco Bay Area community.

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved that this Resolution be CONTINUED to July 27, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or Mayor

Ordinances

100962 [Appropriating $1,300,000 of General Fund Reserve for the Ethics Commission Public Election Campaign Finance Fund for FY2010-2011]
Sponsors: Avalos; Mirkarimi and Campos
Ordinance appropriating $1,300,000 of General Fund Reserve for the Ethics Commission in the Public Election Campaign Finance Fund for FY2010-2011.
(Fiscal Impact.)

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100963 [Healthy Nail Salon Recognition Program]
Sponsors: Chiu; Maxwell, Alioto-Pier and Chu
Ordinance amending the San Francisco Administrative Code by adding Chapter 27, Sections 27.1 through 27.6, to create a program to recognize nail salons that use nail polishes free of the toxic chemicals toluene, dibutyl phthalate, and formaldehyde.

07/20/10; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

100495 [California Environmental Quality Act Appeals of Certain Environmental Determinations and Providing Public Notice]
Sponsor: Alioto-Pier
Ordinance amending Administrative Code Chapter 31 to provide for appeals to the Board of Supervisors of certain environmental documents and determinations under the California Environmental Quality Act, to clarify procedures and to provide public notice of environmental documents and determinations.

04/20/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 5/21/2010.

04/27/10; REFERRED TO DEPARTMENT.

05/04/10; RESPONSE RECEIVED.

07/14/10; RESPONSE RECEIVED.

07/20/10; SUBSTITUTED.

07/20/10; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

100964 [Approval of Contract and Accept and Expend Grant - Fire and Emergency Medical Services to the Presidio Trust]
Sponsor: Alioto-Pier
Resolution authorizing the San Francisco Fire Department to enter into a ten year agreement with the Presidio Trust to provide fire and emergency medical services to portions of the Presidio under the Trust's jurisdiction, with the Trust reimbursing the Fire Department for those services and to accept and expend funds provided to the Fire Department by the Trust as reimbursement for services provided under that agreement.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100965 [Approval of Contract and Accept and Expend Grant - Fire and Emergency Medical Services to National Park Service Managed Areas]
Sponsor: Alioto-Pier
Resolution authorizing the San Francisco Fire Department to enter into a ten year agreement with the National Park Service to provide fire and emergency medical services to National Park Service managed areas within San Francisco, with National Park Service reimbursing the Fire Department for those services, and to accept and expend funds provided to the Fire Department by the National Park Service as reimbursement for services provided under that agreement.
(Fiscal Impact.)

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100966 [Approving the Hiring of Displaced Federal Firefighters]
Sponsor: Alioto-Pier
Resolution approving the hiring of permanent career civilian federal firefighters displaced by the closure of the National Park Service Fire Station in the Presidio, pursuant to the authority granted by California Government Code Section 53270.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100967 [Intention to Renew the 2500 Block of Mission Street Business Improvement District - Mission Miracle Mile Business Improvement District]
Sponsor: Campos
Resolution declaring the intention of the Board of Supervisors to renew the property-based 2500 Block of Mission Street business improvement district, to be known as the "Mission Miracle Mile Business Improvement District" and to levy a multi-year assessment on identified parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballots; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100968 [Accept and Expend Grant - Recreation and Park Department - Mission Dolores Park - $1,500,000]
Sponsor: Dufty
Resolution accepting and expending a gift, valued not less than $1,500,000 from the Friends of Dolores Park Playground and the Mercer Fund to the Recreation and Park Department for the renovation of the children's playground at Mission Dolores Park.

07/20/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

100969 [Approval of the Issuance of Tax-Exempt Revenue Obligations - Brandeis Hillel Day School - Not to Exceed $11,500,000]
Sponsor: Elsbernd
Resolution approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed $11,500,000 among other things, to refinance various capital facilities owned by Brandeis Hillel Day School and to determine other matters related thereto.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100970 [Approving the Issuance of Tax-Exempt Revenue Obligations - The Urban School of San Francisco - Not to Exceed $8,000,000]
Sponsor: Mirkarimi
Resolution approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed $8,000,000 among other things, to refinance various capital facilities owned by The Urban School of San Francisco and to determine other matters related thereto.

07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100971 [Accept and Expend Grant - Lowe's Local Hiring Agreement - $750,000]
Sponsor: Mayor
Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $750,000 from Lowe's HIW, Inc., to plan and manage an employment program.

07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100972 [Accept and Expend Grant - Office of Economic and Workforce Development - Green Jobs - $400,000]

Sponsor: Mayor

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $400,000 from Wal-Mart Foundation to plan and manage an employment program.

07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100973 [Accept and Expend Grant - Office of Economic and Workforce Development - California's Low Income Energy Efficiency Program - $100,000]

Sponsors: Mayor; Maxwell

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $100,000 from the California Public Utilities Commission to support CityBuild's implementation of California's Low Income Energy Efficiency Program in San Francisco.

07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100974 [Accept and Expend Grant - Office of Economic and Workforce Development - CityBuild Program - $200,000]

Sponsors: Mayor; Maxwell

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $200,000 from the Evelyn and Walter Haas, Jr., Fund to support the CityBuild Program.

07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100975 [Accept and Expend Grant - Polling Place Accessibility Training Program - Not to Exceed $5,000]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Department of Elections to accept and expend a grant in an amount not to exceed $5,000 for improving polling place accessibility in accordance with the California Secretary of State's Help America Vote Act Polling Place Accessibility Training Program.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100977 [Requesting the Planning Commission or Planning Department to Extend the Public Comment Period on the California Pacific Medical Center's Draft Environmental Impact Report to a Minimum of 90 Days and Conduct Two Public Hearings on the Environmental Impact]

Sponsor: Campos

Resolution requesting that the Planning Commission or Planning Department extend the public comment period on the California Pacific Medical Center's Draft Environmental Impact Report to a minimum of 90 days and conduct two public hearings on the Environmental Impact Report because of the project's exceptional size and complexity and so the public can conduct a thorough review and offer thoughtful input.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100978 [Commending Patricia M. Pendergast]
Sponsor: Chu
Resolution commending Patricia M. Pendergast, Principal Personnel Analyst and Manager of Examination and Recruitment for the San Francisco Public Utilities Commission, upon her retirement after forty-one years of dedicated service.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100981 [Honoring Kelly Clark and the We Ride 3000 Team]
Sponsor: Dufty
Resolution honoring Kelly Clark and the We Ride 3000 Team in recognition of their 3,200 mile bike ride across the United States, from San Francisco to Washington D.C., in advocacy for public education awareness.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motions

100902 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]
Motion directing the Board of Supervisors to hold a public hearing on August 3, 2010, with the Board sitting as a Committee of the Whole, to consider adopting a Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection, for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

06/30/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100961 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 2, 2010, Election]
Motion authorizing preparation of written proponent and opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 2, 2010, Election. (Clerk of the Board)

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

100986 [Directing the Budget and Legislative Analyst to Audit the San Francisco Office of the Public Defender]
Sponsor: Daly
Motion directing the Budget and Legislative Analyst to audit the San Francisco Office of the Public Defender.

07/20/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

100979 [Parkmerced Project - 3711 - 19th Avenue]
Sponsor: Elsbernd
Hearing to discuss the Parkmerced project located at 3711 - 19th Avenue.
07/20/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100980 [Office of the Controller's FY2010-2011 City Services Auditor Annual Work Plan]
Sponsor: Mar
Hearing on the Office of the Controller's City Services Auditor Annual Work Plan for FY2010-2011.
07/20/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100987 [Committee of the Whole - San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]
Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendments (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining. (Clerk of the Board)
07/20/10; SCHEDULED FOR PUBLIC HEARING to Board of Supervisors.

Charter Amendment

100982 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]
Sponsors: Campos; Mirkarimi and Mar
Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.
07/20/10; ASSIGNED to Board of Supervisors.

07/20/10; AMENDED.

07/20/10; CONTINUED AS AMENDED.

Introduced by the President at the Request of Department

PROPOSED ORDINANCES

100917 [Planning Code - Area Plan Impact Fee and Jobs-Housing Linkage Program Modifications]

Ordinance amending the San Francisco Planning Code sections related to Area Plan Impact Fees (Rincon Hill, Market and Octavia, Eastern Neighborhoods, and Balboa Park) and Jobs-Housing Linkage Fee to improve Planning Code readability and ease of application with regard to impact fees; to create consistent definitions and application across the Area Plan Impact Fee and Jobs-Housing Linkage Fee provisions; to better recognize and account for the impact of existing conditions of development sites affected by the Area Plan Impact Fees and the Jobs-Housing Linkage Fee; to promote adaptive re-use of existing buildings in the Eastern Neighborhoods; to clarify the impact fees associated with the Eastern Neighborhoods' on-going "legitimization" program; and adopting findings, including Section 302, environmental findings, and findings of consistency with the General Plan and Planning Code Section 101.1. (Planning Department)

07/08/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/19/2010. 9/12/10 - 14-Day Fee Ad published in newspaper; submitted 9/10/10.

100918 [Mission Bay North-Blocks N3-N3A Public Infrastructure Improvements]

Ordinance accepting the irrevocable offer of public infrastructure improvements associated with Mission Bay North Blocks N3-N3A, including acquisition facilities on portions of King Street, Berry Street, Fourth Street, and Fifth Street; declaring such areas as shown on official Department of Public Works maps as open public right-of-way; designating such areas and improvements for street and roadway purposes; establishing street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; accepting a pedestrian access and utility easement relating to the project; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code Section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 178,752; and authorizing official acts in connection with this Ordinance. (Public Works Department)

07/09/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

100919 [Authorizing the Sheriff's Department to Amend its Contract with ARAMARK Correctional Services, LLC for Jail Food Services - Not to Exceed $30,500,000]

Resolution authorizing the Sheriff's Department to enter into a Third Amendment to the Agreement between the City and County of San Francisco and ARAMARK Correctional Services, LLC, to increase the contract amount from $24,000,000 to an amount not to exceed $30,500,000 and to extend the contract term to June 30, 2012. (Sheriff)

07/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

100920 [Finding of Fiscal Feasibility - Cruise Terminal Project at Pier 27]

Resolution finding the proposed cruise terminal project at Pier 27 is fiscally feasible pursuant to Administrative Code Chapter 29. (Port)

07/12/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Cans
Northeast corner of Fillmore and Waller
Southwest corner of Waller and Fillmore
Northeast corner of Clayton and Fulton

Mailboxes
Northwest corner of McAllister and Lyon
Northeast corner of Fillmore and Haight
Northeast corner of McAllister and Central

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily
Northwest corner of Hayes and Gough

City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

546 Haight
295 Buchanan
350 Laguna
512 Laguna
481 Linden
310 Fulton
796 Haight
798 Haight
799 Haight
1439 Fulton
208 Scott
139 Clayton
539 Waller

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at from utility poles at the following locations:

Wood Poles
In front of 322 Linden
In front of 1311 Fulton
Across the street from 299 Laussant
Southwest corner of McAllister and Broderick

Metal Poles
In front of 1977 Bush
Northeast corner of Webster and Waller
Northwest corner of Grove and Fillmore
Across the street from 32 Hermann

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following public property located at the following locations:

Utility Boxes
Southeast corner of Linden and Buchanan
Southeast corner of Fell and Buchanan
Northeast corner of Fell and Oak
Northeast corner of Hayes and Broderick
In front of 505 Waller

Bus Shelters
Southwest corner of Pierce and Haight
Northwest corner of Divisadero and Haight
Southeast corner of Hayes and Divisadero
Fillmore and Haight (all four bus stops, graffiti and grime)

Emergency Box
Northeast corner of Pierce and Waller

In Memoriams

Dr. Jose M. Herrera – Entire Board
Vonetta McGee – Supervisors Dufty and Maxwell
Bill Wilkinson – Supervisors Dufty and Maxwell
Thomas Lee Eisenmann – Supervisor Dufty
Joseph Walsh – Supervisor Dufty

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 11:40 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 14, 2010.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 16 2011

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Tuesday, July 27, 2010 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Avalos, Mirkarimi, Elsbernd, Maxwell, Campos	Wednesday 11:00 AM
Budget and Finance Sub-Committee Supervisors Avalos, Mirkarimi, Elsbernd	Wednesday 11:00 AM
City and School District Select Committee Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu, Avalos, Dufty	2nd and 4th Monday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Chu, Daly	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Maxwell, Mar, Chiu	Monday 1:00 PM
Public Safety Committee Supervisors Chiu, Mirkarimi, Elsbernd	1st and 3rd Monday 10:00 AM
Rules Committee Supervisors Campos, Alioto-Pier, Mar	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:15 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Dufty, seconded by Supervisor Mar, moved to approve the Board Meeting Minutes of June 22, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

100703 [Planning Code Amendments to Update Fees for Cost Recovery]
Sponsor: Mayor

Ordinance amending the San Francisco Planning Code, Article 3.5, by amending Sections 350, 351, 352, 353, 354, 355, and 358, to increase fees 2.61%, and an additional 2.04% for all fees except those associated with small projects for cost recovery; add a new fee for Conditional Use Applications for Wireless Telecommunication Services Facilities; increase the Discretionary Review filing fee; and make other adjustments for cost recovery.

Ordinance No. 212-10

FINALLY PASSED

100724 [Update to Environmental Review Fees to Increase Fees for Cost Recovery, Establish a New Fee for Mitigation and Conditions of Approval Monitoring, and Make Other Clarifying Changes]

Sponsor: Mayor

Ordinance amending the San Francisco Administrative Code, Chapter 31, Articles IV and V, by amending Sections 31.22, 31.23, and 31.24, to increase all fees 2.61% which is the cost of living adjustment, and an additional 2.04% for cost recovery, further increase Categorical Exemption Class 32, Negative Declaration and Environmental Impact Report addendum fees for cost recovery, change the timing of Environmental Impact Report payments, add a new fee for mitigation and condition of approval monitoring, and for the Municipal Transportation Agency and Public Utilities Commission for Categorical Exemption Certificates, clarify phase collection payments and refund policy, and establish a processing fee for phased payments.

Ordinance No. 213-10

FINALLY PASSED

Recommendation of the Budget and Finance Sub-Committee

100882 [Waiver of Street Encroachment Permit Fee for Golden Gate, Highway, and Transportation District]

Sponsor: Elsbernd

Ordinance waiving the street encroachment permit processing fee in Public Works Code Section 2.1.1(j) for signs related to bus service for the Golden Gate Bridge, Highway, and Transportation District.

Ordinance No. 216-10

FINALLY PASSED

Recommendation of the Rules Committee

100856 [Settlement of Lawsuit - Jeffrey Bitton, Sandra Bitton and Micha Bitton - $48,500]

Ordinance authorizing settlement of the lawsuit filed by Jeffrey Bitton, Sandra Bitton, and Micha Bitton against the City and County of San Francisco for $48,500; the lawsuit was filed on December 15, 2008, in the United States District Court, Northern District of California, Case No. C08-5585; entitled Jeffrey Bitton, et al. v. City and County of San Francisco, et al. (City Attorney)

Ordinance No. 214-10

FINALLY PASSED

100857 [Settlement of Attorney's Fees/Costs for Claim in Lawsuit - A.N.S.W.E.R. Coalition - $90,000]

Ordinance authorizing settlement of the claim for attorney's fees and costs incurred by A.N.S.W.E.R. Coalition - San Francisco in litigation against the City and County of San Francisco for $90,000; the lawsuit was filed on June 16, 2006, in San Francisco Superior Court, Case No. CPF-06-506438; entitled A.N.S.W.E.R. Coalition - San Francisco v. City and County of San Francisco. (City Attorney)

Ordinance No. 215-10

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

100701 [Proposed Consolidated Budget and Annual Appropriation Ordinance, FYs Ending June 30, 2011, and June 30, 2012]

Sponsor: Mayor

Proposed Consolidated Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for the FYs ending June 30, 2011, and June 30, 2012.

Ordinance No. 190-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 1 - Daly

100747 [Proposed Annual Salary Ordinance, FY Ending June 30, 2011, for all Departments, and for FY Ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission]

Sponsor: Mayor

Proposed Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FY ending June 30, 2011, for all departments and for FY ending June 30, 2012, for the San Francisco International Airport, Municipal Transportation Agency, Port Commission, and Public Utilities Commission continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.

Ordinance No. 191-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

From the Budget and Finance Committee Without Recommendation

100750 [Increase the Real Property Transfer Tax]

Sponsor: Avalos

Motion ordering submitted to the voters an ordinance authorizing an amendment to the Real Property Transfer Tax at an election to be held on November 2, 2010.
(Economic Impact.)

Motion No. M10-118

APPROVED by the following vote:

Ayes: 8 - Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi
Noes: 3 - Alioto-Pier, Chu, Elsbernd

100756 [Establishing a Progressive Payroll Expense Tax Rate Structure and Reducing Selected Payroll Expense Tax Rates; Imposing a Gross Receipts Tax on the Rental of Commercial Real Property]

Sponsor: Chiu

Motion ordering submitted to the voters an ordinance revising the payroll expense tax to establish a progressive tax rate structure and reducing selected payroll expense tax rates and imposing a gross receipts tax on the rental of commercial real property, at an election to be held on November 2, 2010.

Supervisor Chiu, seconded by Supervisor Mirkarimi, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100759 [Parking Tax Increase and Tax on Valet Services]
Sponsor: Mirkarimi
Motion ordering submitted to the voters an ordinance authorizing the "Ordinance amending San Francisco Business and Tax Regulations Code, Article 9, Sections 602 and 602.5 (Tax on Occupancy of Parking Space in Parking Station) to increase the tax rate from 15% to 25%, making the total tax rate, including the existing surcharge, 35%; amending Section 601 to clarify the definition of "Operator" and "Occupant" and to add a new definition of "Valet Parking Service Provider;" and adding Section 602B to impose an additional tax of 35% on gross receipts from valet parking services" at an election to be held on November 2, 2010.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

From the Board

Supervisor Daly, seconded by Supervisor Mar, moved to suspend Board Rule 1.5 to allow for additional public comment on File Nos. 100658 and 100659. The motion FAILED by the following vote:
Ayes: 3 - Daly, Mar, Mirkarimi
Noes: 8 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Maxwell

Privilege of the floor was granted to Michael Cohen (Mayor's Office of Economic and Workforce Development) who provided an overview on the various Bayview and Hunters Point Shipyard items and responded to questions raised throughout the discussion relating to File Nos. 100989, 100658, 100988, 100659, 100572, 100574, 100575, 100576, 100577, 100578, 100579, 100661, 100660, and 100662.

100989 [Bayview Hunters Point Redevelopment Plan]
Motion adopting findings in response to written objections to the adoption of an amendment to the Bayview Hunters Point Redevelopment Plan delivered to the Clerk of the Board of Supervisors before or at the public hearing on adoption of the Redevelopment Plan, pursuant to the requirements of the California Community Redevelopment Law. (Clerk of the Board)

Motion No. M10-120

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

From the Land Use and Economic Development Committee Without Recommendation

Supervisor Alioto-Pier was noted absent at 3:24 p.m., and noted present at 3:42 p.m.

100658 [Bayview Hunters Point Redevelopment Project Area]
Sponsors: Mayor; Maxwell

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Bayview Hunters Point Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1.

Supervisor Daly, seconded by Supervisor Avalos, moved to AMEND sections to the accompanying Interagency Cooperation Agreement (ICA) relating to affordable housing. The motion FAILED by the following vote:
Ayes: 5 - Avalos, Campos, Daly, Mar, Mirkarimi
Noes: 6 - Alioto-Pier, Chiu, Chu, Dufty, Elsbernd, Maxwell

Supervisor Mirkarimi, seconded by Supervisor Daly, moved to AMEND sections to the accompanying ICA relating to the removal of the Yosemite Slough Bridge. The motion FAILED by the following vote:
Ayes: Avalos, Campos, Daly, Mar, Mirkarimi
Noes: 6 - Alioto-Pier, Chiu, Chu, Dufty, Elsbernd, Maxwell

Supervisor Mirkarimi, seconded by Supervisor Mar, moved to AMEND Section 3.4(e)(ii) on the accompanying ICA that would provide for Board review of the conceptual design of the non-stadium bridge (41 feet).' The motion FAILED by the following vote:
Ayes: 5 - Avalos, Campos, Daly, Mar, Mirkarimi
Noes: 6 - Alioto-Pier, Chiu, Chu, Dufty, Elsbernd, Maxwell

Supervisor Mirkarimi, seconded by Supervisor Mar, moved to AMEND Section 3.4(e)(ii) on the accompanying ICA by adding 'The non-stadium (i.e., 41 foot-wide) bridge may be used for bicycles, pedestrian, buses and emergency vehicles only, and shall not be used for private automobiles. A wider bridge, which may be constructed if a stadium is constructed at the Shipyard, shall not be used by private automobiles except on game days or other stadium events and shall not be used by private automobiles more than twenty (20) days per calendar year without the prior approval of the Board of Supervisors.' The motion PASSED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Mirkarimi, seconded by Supervisor Mar, moved to AMEND Section 11.2(c) on the accompanying ICA by adding '(c) Notwithstanding anything in this ICA or in the Plan Documents to the contrary, any material amendment to the Below-Market Rate Housing Plan, the Infrastructure Plan, the Open Space Plan, the Transportation Plan, or the Design for Development for the Project shall be subject to the prior review and approval of the City's Board of Supervisors, which the Board of Supervisors may give or withhold in its sole discretion. The proposed amendment shall be deemed approved by the Board of Supervisors unless the Board takes action by resolution to reject the proposed amendment within sixty (60) days following the date that the proposed amendment is submitted to the Clerk of the Board of Supervisors. The Agency agrees that it will not make any such material amendment without the Board of Supervisors prior approval as set forth above, and by consenting to this ICA, Developer agrees and consents to this requirement.' The motion PASSED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Mirkarimi, seconded by Supervisor Mar, moved to AMEND Section 3.6 on the accompanying ICA by adding 'If the SFPUC does not provide electricity and/or natural gas to the Project Site as set forth above, and the City offers Community Choice Aggregation service in the

City, then the City's Community Choice Aggregation service will extend to and include the Project Site. In addition, the Parties agree future owners and users of property within the Project Site have the ability to participate in any such Community Choice Aggregation service available to City residents.' The motion PASSED by the following vote:
Ayes: 10 - Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Alioto-Pier

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved to AMEND by adding Section 3.8 on the accompanying ICA to read 'Workforce Development. During the development of the Project, the Agency, the City's Office of Economic and Workforce Development, and Developer, shall prepare an annual report to the Board of Supervisors regarding the status of all workforce development related to the Project and the jobs created and offered to City residents in accordance with the Bayview Hunters Point Employment and Contracting Policy. Upon the request of one or more members of the Board of Supervisors, staff from the Agency, the City's Office of Economic and Workforce Development and Developer shall attend meetings to review the status workforce development for the Project and develop strategies to ensure that the benefits of the Bayview Hunters Point Employment and Contracting Policy are maximized to the greatest extent possible.' The motion PASSED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved to AMEND by adding Section 4.2 on the accompanying ICA to read 'BVHP ECP. Notwithstanding anything in this ICA or in the Plan Documents to the contrary, if the City changes its local hiring or first source hiring policies City-wide to require local hire mandates instead of "good faith efforts" to meet hiring goals, then the parties agree that (i) the Agency shall have the right to make conforming changes to the BVHP ECP without the approval of Developer or any Vertical Developer, (ii) such changes do not and shall not be deemed to conflict with the development permitted by the Redevelopment Plans, the Plan Documents or the DDA and (iii) such changes shall not be subject to the restrictions set forth in the Redevelopment Plans regarding New City Regulations or New Construction Requirements. Nothing in this Section 4.2 would require the Agency or the Developer to make or impose changes to the BVHP ECP that would violate the terms of a then-existing project labor agreement. The Agency and Developer agree to make changes to the DDA to make it consistent with this Section 4.2. By consenting to this ICA, Developer agrees and consents to the provisions and requirements of this Section 4.2.' The motion PASSED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Campos, seconded by Supervisor Mirkarimi, moved to AMEND Section 14.2.4 to the Disposition and Development Agreement (DDA) required to secure Board approval of the ICA by adding 'The Minimum Compensation Policy (adopted by Resolution No. 34-2009, April 7, 2009) attached as Exhibit AA (the "MCP"). All employers retaining employees to perform work at the Project Site shall, subject to sections 6 through 9 of the MCP, be required to provide to each employee, for each hour worked at the Project Site, not less than the Minimum Compensation set forth in section 3 of the MCP. Only workers who work at least ten (10) hours per week at the Project Site, and who are not excluded from coverage pursuant to section 2.7(b) of the MCP, are covered by this Section 14.2.4. This Section 14.2.4 shall apply to employment by the Developer, Vertical Developers, Transferees, contractors, tenants, and any other entities hiring workers for employment at the Project Site. This Section 14.2.4 does not apply to the employment of any worker for the performance of construction services, and does not apply to employers with fewer than twenty (20) employees. Developer and Vertical Developers shall ensure that all employers at the Project Site agree to terms of this Section 14.2.4 and the MCP through contractual commitments enforceable directly against project employers. The requirements of this Section 14.2.4 shall be administered and enforced as described in the MCP, with employers that are covered pursuant to this Section 14.2.4 considered, for purposes of administration and enforcement, as Contractors subject to section 3 of the MCP.' The motion PASSED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Campos, seconded by Supervisor Mirkarimi, moved to AMEND Section 16.3.2 on the accompanying DDA required to secure Board approval of the ICA by deleting reference to 'punitive damages.' The motion PASSED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Chiu, seconded by Supervisor Mar, moved to AMEND by adding Section 3.7 on the accompanying ICA to read '3.7 Parcel E-2. The Agency covenants and agrees that the Agency shall not accept ownership of Parcel E-2 from the Navy unless and until Parcel E-2 has been remediated to the highest practicable level of cleanup.' The motion PASSED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Chiu, seconded by Supervisor Mar, moved to AMEND Section 2.2 to the Community Benefits Plan to secure Board approval of the ICA to read 'The Developer shall contribute (or cause the contribution of) Two Hundred and Fifty Thousand Dollars ($250,000) in all cash (the "Healthcare Predevelopment Contribution") to the Agency (or its designee) to be used for predevelopment expenses associated with the expansion of the Southeast Health Center, including an assessment of the programmatic needs of an expanded center in light of other health care services in the area. The obligation to contribute the Healthcare Predevelopment Contribution shall accrue and be made on the date that is ninety (90) days after the first Major Phase Approval. Based on current projections, the capital costs for expanding the Southeast Health Center will be funded through a combination of (i) tax increment generated in Zone 2 of the Bayview Hunters Point Redevelopment Project Area, (ii) the $2,000,000 Wellness Contribution paid by the Developer, and (iii) the City's ability to finance savings that would accrue to the DPH by moving from leased space into owned space at an expanded Southeast Health Center; should the final budget for a Southeast Health Center expansion be different from current projections, the portion of the Wellness Contribution paid by the Developer for the expansion of the Southeast Health Center may be modified by the mutual consent of the parties; if the Developer contribution for the Southeast Health Center is reduced, any remaining portion of the $2,000,000 shall be used for other health needs in the BVHP.' The motion PASSED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Daly, seconded by Supervisor Mirkarimi, moved to AMEND by adding Section 3.9 to the ICA to read 'No Fossil Fuel Power Plants. The City and the Agency agree that (i) new fossil fuel power plants would cause unnecessary human health impacts, (ii) alternatives such as passive heating and cooling and solar electricity and solar water heat generation can be achieved at comparable cost, and (iii) it is City and County of San Francisco policy to dismantle rather than build fossil fuel power plants. Accordingly, no fossil fuel power plants shall be included in the Project plans or approvals.' The motion PASSED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING, after accepting the amendments to the accompanying reports by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

From the Board

100988 [Hunters Point Shipyard Redevelopment Plan]

Motion adopting findings in response to written objections to adoption of an amendment to the Hunters Point Shipyard Redevelopment Plan delivered to the Clerk of the Board of Supervisors before or at the public hearing on adoption of the Redevelopment Plan, pursuant to the requirements of the California Community Redevelopment Law. (Clerk of the Board)

Motion No. M10-121

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

From the Land Use and Economic Development Committee Without Recommendation

100659 [Hunters Point Shipyard Redevelopment Project Area]

Sponsors: Mayor; Maxwell

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Hunters Point Shipyard Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1.

See File No. 100658.

PASSED ON FIRST READING, after accepting the amendments to the accompanying reports by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

From the Board

100772 [Report of Assessment Costs for Sidewalk and Curb Repairs]

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund. (Public Works Department)

Robert Quan (Department of Public Works) provided an amendment to the Assessment Report.

Resolution No. 351-10

ADOPTED, after accepting the amendment to the accompanying report, by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100891 **[Report of Assessment Costs for Blighted Property Located at 1232 Noriega Street]**
Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted property located at 1232 Noriega Street ordered to be performed by said Director pursuant to Chapter 80 of the Administrative Code, the costs thereof having been paid for out of a blight abatement fund.

Supervisor Chu, seconded by Supervisor Avalos, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

NEW BUSINESS

Recommendations of the Budget and Finance Committee

100606 **[California Environmental Quality Act Findings for San Francisco Public Utilities Commission Crystal Springs/San Andreas Transmission Upgrade Project]**
Resolution adopting findings under the California Environmental Quality Act, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations related to the Crystal Springs/San Andreas Transmission Upgrade Project, part of the Water System Improvement Program for the improvements to the regional water supply system, otherwise known as Project No. CUW37101, including the Mitigation Habitat Actions at two sites in San Mateo County; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

Resolution No. 356-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100814 **[Amendment to Treasure Island Development Authority Contract with AMEC Geomatrix, Inc. - Not to Exceed $1,799,000]**
Sponsor: Mayor
Resolution approving an amendment to the contract between the Treasure Island Development Authority and AMEC Geomatrix, Inc. to extend the term through June 30, 2011, and to increase the contract by an amount not to exceed $180,000 for a new total amount not to exceed $1,799,000 for environmental consulting services.

Resolution No. 355-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100860 [Amendment to Maintenance and Management Agreement Between the San Francisco Port Commission and the San Francisco Redevelopment Agency for Rincon Park]

Resolution authorizing and directing the Port Executive Director to retroactively execute the Third Amendment to the Maintenance and Management Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for the maintenance and management of Rincon Park by the Port, extending the term of the Agreement from July 1, 2010, to June 30, 2013. (Port)

Resolution No. 354-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Land Use and Economic Development Committee

100693 [Mission Bay North-Block N1 Public Infrastructure Improvements]

Ordinance accepting of the irrevocable offer of additional property along Townsend Street, King Street, and Fourth Street and the irrevocable offer of public infrastructure improvements associated with Mission Bay North Block N1, including acquisition facilities on Third Street, Townsend Street, King Street, and Fourth Street; declaring such areas as shown on official Department of Public Works maps as open public right-of-way; designating such areas and improvements for street and roadway purposes; designating street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 178,676; and authorizing official acts in connection with this Ordinance. (Public Works Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100852 [Mission Bay South - Park P17 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P17, lying along Mission Bay Boulevard North, Mission Bay Boulevard South and Terry A. Francois Boulevard for public use and naming the new park "Commons Park;" accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,716 and authorizing official acts in connection with this Ordinance. (Public Works Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100853 [Mission Bay South - Park P18 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P18, lying along Terry A. Francois Boulevard between Mission Bay Boulevard North and China Basin Street for public use and naming the new park "Bayfront Park;" accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,715 and authorizing official acts in connection with this Ordinance. (Public Works Department)

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100883 [Agreement Regarding the Exchange of Fire Station No. 1 Located at 676 Howard Street and Portions of Hunt Street for 935 Folsom Street and a Replacement Fire Station]

Sponsor: Mayor

Ordinance authorizing the Director of Property to execute a conditional land disposition and acquisition agreement with the San Francisco Museum of Modern Art and its affiliate (collectively, Museum) for the proposed future conveyance by the City and County of San Francisco (City) to Museum of real property located at 676 Howard Street, San Francisco (Fire Station No. 1) and all of that portion of Hunt Street within Block No. 3722, collectively, in exchange for conveyance by Museum to City of a parcel of real property located at 935 Folsom Street, a new fire station to be constructed by or on behalf of Museum on such parcel, and an easement for parking purposes adjacent to such parcel; exempting from the competitive bidding and contract requirements of Chapter 6 of City's Administrative Code all contracts to be entered into by Museum for the design and construction of the new fire station and the improvement of such parcel and parking easement; and making findings, including findings of consistency with the General Plan and Planning Code Section 101.1(b).

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100639 [Permits for Commercial Parking Garages and Lots]

Sponsor: Alioto-Pier

Ordinance amending sections of the San Francisco Police Code, Business and Tax Regulations Code and Fire Code to: (1) transfer responsibility for parking garage and parking lot permits from the Fire Department to the Police Department; (2) require a commercial parking permit to operate a garage or lot where members of the public can park for a charge; set fees; establish permit issuance, suspension and revocation procedures; establish requirements for permit holders and individuals working at parking garages and lots; and (3) limit the term of a commercial parking permit to one year and require annual application for a commercial parking permit.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100467 [Zoning Map Amendment for One Capitol Avenue]

Sponsor: Avalos

Ordinance amending Section Maps ZN12 of the Zoning Maps of the City and County of San Francisco for the real property at One Capitol Avenue (Assessor's Block No. 7148/Lot No. 040), to reclassify the property from a P (Public) Zoning District to an RH-1 (Residential, House, One-Family) Zoning District; and adopting General Plan, Planning Code Section 101.1, and environmental findings. (Planning Department)

Supervisor Avalos requested to be added as sponsor.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100804 [Interim Zoning - Requiring Conditional Use Authorization for Change in Use or Reduction of Child Care Facilities]

Sponsors: Alioto-Pier; Dufty, Daly, Chiu, Maxwell and Mar

Resolution imposing interim zoning controls establishing a requirement for conditional use authorization for a change in use or reduction in size of any child care facility that serves more than 13 children, for an 18 month period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

Supervisor Mar requested to be added as a co-sponsor.

Resolution No. 365-10

ADOPTED by the following vote:

Ayes: 9 - Alioto-Pier, Avalos, Campos, Chiu, Daly, Dufty, Mar, Maxwell, Mirkarimi

Noes: 2 - Chu, Elsbernd

From the Land Use and Economic Development Committee Without Recommendation

100572 [CEQA Findings, Candlestick Point - Hunters Point Shipyard Phase II Project]
Sponsors: Mayor; Maxwell

Resolution adopting findings under the California Environmental Quality Act (CEQA), CEQA Guidelines and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations in connection with the development of the Hunters Point Shipyard and Candlestick Point, as envisioned in the Hunters Point Shipyard Redevelopment Plan, the Bayview Hunters Point Redevelopment Plan, and the Conceptual Framework for integrated development of the Hunters Point Shipyard and Candlestick Point endorsed by the Board of Supervisors and the Mayor in May 2007 and approved by the voters in 2008 through passage of Proposition G, the Jobs, Parks and Housing Initiative.

Supervisor Chiu, seconded by Supervisor Campos, moved that this Resolution be AMENDED beginning on Page 5, Line 9, to read 'FURTHER RESOLVED, that because the City and County of San Francisco remains deeply concerned about the Navy's final cleanup strategy for Parcel E-2, the Board of Supervisors hereby (i) declares the adoption of these findings shall not in any way imply support of a cap for Parcel E-2, (ii) pursuant to Proposition P, adopted by the voters of San Francisco in 2000, and the legally binding Conveyance Agreement regarding the cleanup and transfer of the Shipyard between the Navy and the City, executed in 2004, implementing Proposition P, the Board of Supervisors hereby declares its intention that the United States Environmental Protection Agency (U.S. EPA), California Environmental Protection Agency (California EPA), and the Navy should pursue the highest practicable level of cleanup for Parcel E-2, and that the San Francisco Redevelopment Agency shall not accept such property unless and until that cleanup standard is satisfied as provided in the Interagency Cooperation Agreement between the City and the Redevelopment Agency, and (iii) the Board of Supervisors shall conduct a hearing regarding potential final cleanup strategies for Parcel E-2 before a final remedy is selected, and urges that the Navy, U.S. EPA and California EPA participate in such hearing before the Board of Supervisors regarding potential final cleanup strategies for Parcel E-2 before a final remedy is selected, and the Board of Supervisors shall conduct a separate hearing prior to any transfer of Parcel E-2 to the San Francisco Redevelopment Agency.' The motion carried by the following vote:

Ayes: 9 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Avalos, Daly

Supervisor Daly, seconded by Supervisor Mirkarimi, moved that this Resolution be AMENDED beginning on Page 6, Line 1, by adding a final sentence to read 'To the extent final remedies have not already been selected, the Board of Supervisors shall conduct hearings regarding potential final cleanup strategies for each Project parcel at the Shipyard before any final remedies are selected and urges that the Navy, U.S. EPA and California EPA participate in all such hearings.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution No. 347-10

ADOPTED AS AMENDED, after accepting the amendments to the accompanying reports by the following vote:

Ayes: 9 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 2 - Avalos, Daly

100574 [General Plan Amendments - Candlestick Point Activity Node and Hunters Point Shipyard Phase 2 Project]

Sponsors: Mayor; Maxwell

Ordinance amending the San Francisco General Plan by amending the Bayview Hunters Point Area Plan, the Transportation Element, the Recreation and Open Space Element, the Commerce and Industry Element, maps and figures in various Elements, and the Land Use Index, and by adopting and adding the Candlestick Point Subarea Plan and the Hunters Point Area Plan, in order to facilitate the development of the Hunters Point Shipyard and Candlestick Point, as envisioned in the Hunters Point Shipyard Redevelopment Plan, the Bayview Hunters Point Redevelopment Plan, and the Conceptual Framework for integrated development of the Hunters Point Shipyard and Candlestick Point endorsed by the Board of Supervisors and the Mayor in May 2007 and approved by the voters in 2008 through passage of Proposition G, the Jobs, Parks and Housing Initiative; adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100575 [Hunters Point Shipyard - Health Code Amendment]

Sponsors: Mayor; Maxwell

Ordinance amending Article 31 of the Health Code to extend, to the entire Hunters Point Shipyard area, the special permit processing requirements that now apply to Hunters Point Shipyard Parcel A to address potential residual contamination, and imposing fees to administer this Article; amending Sections 804 and 1227 of the Health Code to make conforming amendments; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100576 [Hunters Point Shipyard - Public Works Code Amendment]

Sponsors: Mayor; Maxwell

Ordinance amending the Public Works Code to amend Section 2.3.1 to extend, to the entire Hunters Point Shipyard area, the special permit processing requirements that now apply at Hunters Point Shipyard Parcel A to address potential residual contamination and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100577 [Hunters Point Shipyard - Building Code Amendment]

Sponsors: Mayor; Maxwell

Ordinance amending the Building Code to amend Section 106A.3.2.5 to extend, to the entire Hunters Point Shipyard area, the special permit processing requirements that now apply at Hunters Point Shipyard Parcel A to address potential residual contamination and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100578 [Zoning Map Amendments - Candlestick Point Activity Node and Hunters Point Shipyard Phase 2 Project]

Sponsors: Mayor; Maxwell

Ordinance amending the San Francisco Planning Code by amending Sectional Maps SU09 and SU010 of the Zoning Map of the City and County of San Francisco to establish the Candlestick Point Activity Node Special Use District and the Hunters Point Shipyard Phase 2 Special Use District; amending Sectional Maps HT09 and HT010 to establish the CP Height and Bulk District and the HP Height and Bulk District; adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1; providing for an operative date.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100579 [Zoning - Establishment of the Candlestick Point Activity Node Special Use District, the Hunters Point Shipyard Phase 2 Special Use District, and Special Height and Bulk Provisions for the Special Use Districts]

Sponsors: Mayor; Maxwell

Ordinance amending the San Francisco Planning Code by adding Section 249.50 to establish the Candlestick Point Activity Node Special Use District; adding Section 249.51 to establish the Hunters Point Shipyard Phase 2 Special Use District; adding Section 263.24 to establish Special Height Provisions for the Candlestick Point Activity Node Special Use District and the CP Height and Bulk District; adding Section 263.25 to establish Special Height Provisions for the Hunters Point Shipyard Phase 2 Special Use District and the HP Height and Bulk District; and amending Table 270, to provide that the Table is not applicable to the Candlestick Point Activity Node Special Use District and the Hunters Point Shipyard Phase 2 Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1; providing for an operative date.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100661 [Subdivision Code - Candlestick Point and Hunters Point Shipyard]

Sponsors: Mayor; Maxwell

Ordinance amending the Hunters Point Shipyard Subdivision Code to rename the Code's Division 3 title and make various amendments pertaining to the subdivision process in Phase 2 of the Hunters Point Shipyard Redevelopment Plan and Zone 1 of the Bayview Hunters Point Redevelopment Project Area, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps; and making environmental findings.

PASSED ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100660 [Candlestick Point and Shipyard Phase 2 Redevelopment Project - Real Property Transfer and Public Trust Exchange]

Sponsors: Mayor; Maxwell

Resolution approving and authorizing the execution, delivery and performance of: (1) a Real Property Transfer Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for Certain City Property at Candlestick Point, and (2) a Title Settlement, Public Trust Exchange and Boundary Line Agreement between the City and County of San Francisco (acting by and through the Board of Supervisors and through the Port Commission), the Redevelopment Agency of the City and County of San Francisco, the California State Lands Commission and the California Department of Parks and Recreation, both agreements being in furtherance of the Candlestick Point and Phase 2 of the Hunters Point Shipyard Redevelopment Project.

Resolution No. 348-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100662 [Tax Increment Allocation Pledge Agreement for the Candlestick Point and Phase 2 of the Hunters Point Shipyard Project]

Sponsors: Mayor; Maxwell

Resolution approving a Tax Increment Allocation Pledge Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco for the pledge of net available tax increment to finance public improvements and affordable housing in furtherance of the Candlestick Point and Phase 2 of the Hunters Point Shipyard Redevelopment Project; adopting findings under the California Environmental Quality Act; and adopting findings that the agreement is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1.

Resolution No. 349-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

Recommendations of the Public Safety Committee

100054 [Workforce Development - Public Service Academies]
Sponsor: Mirkarimi

Ordinance amending the San Francisco Administrative Code by adding Sections 30.30 through 30.35, to establish public safety and public health training programs for San Francisco Unified School District high school students.

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that this Ordinance be AMENDED on Page 3, Line 18, by deleting 'and'; on Line 19, by adding 'and the Department of Workforce Development' after 'College District,'; on Line 19, by replacing 'Department of Workforce Development' with 'Department of Children, Youth, and Their Families'; on Line 24, by deleting 'and'; on Page 3, Line 25, through Page 4, Line 2, by adding ', the San Francisco Unified School District, and the Department of Workforce Development'; on Lines 2-3, by replacing 'Workforce Development' with 'the Department of Children, Youth, and Their Families'; Lines 13-14, by replacing 'Workforce Development' with 'the Department of Children, Youth, and Their Families'; on Line 15, by replacing 'June 30, 2010' with 'January 1, 2011'; and Lines 19-20, by replacing 'Workforce Development' with 'the Department of Children, Youth, and Their Families'. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100674 [Expanding the Entertainment Commission's Power to Revoke Permits]
Sponsor: Chiu

Ordinance amending Sections 1060.20.4 and 1070.20 of the San Francisco Police Code to expand the grounds for revocation of place of entertainment permits, extended-hours premises permits, and one time event permits to include: (1) public safety considerations, where operation of the permit poses a substantial risk of physical harm or injury to individuals, and (2) where the permittee's persistent action or inaction causes serious and continuing problems that amount to a public nuisance.

Supervisor Chiu, seconded by Supervisor Maxwell, moved that this Ordinance be AMENDED on Page 2, Line 19, by changing '3840' to '3480'; and on Page 4, Line 16, by changing '3840' to '3480.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100854 [Approval of the San Francisco Child and Family Services Review - System Improvement Plan for the San Francisco Human Services Agency and Juvenile Probation Departments]

Resolution approving San Francisco's Child and Family Services Review - System Improvement Plan, a strategic plan that: (1) outlines how San Francisco will improve prioritized outcomes for children, youth, and families; (2) serves as the operational agreement between the county and state; and (3) includes plans for utilizing Child Abuse Prevention, Intervention, and Treatment; Community Based Child Abuse Prevention; and Promoting Safe and Stable Families revenues to prevent child maltreatment. (Human Services Department)

Resolution No. 366-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100869 [Accept and Expend Grant - Airport K-9 Explosives Detection Team Program - $700,500]

Sponsor: Elsbernd

Resolution authorizing the Airport Commission to retroactively accept and expend funding in a total amount of $700,500 from the Transportation Security Administration for the Airport K-9 Explosives Detection Team Program.

Resolution No. 358-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Rules Committee

100897 [Appointment, Police Commission - Carol Kingsley]

Motion confirming the Mayor's nomination of, and appointing, Carol Kingsley to the San Francisco Police Commission for the unexpired portion of a four-year term ending April 30, 2014. (Clerk of the Board)

(Section 4.109 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - July 1, 2010)

Motion No. M10-119

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100760 [Community Policing and Foot Beat Patrols]
Sponsors: Mirkarimi; Chiu, Avalos, Campos and Mar
Motion ordering submitted to the voters an ordinance establishing the Community Policing Policy and Foot Beat Patrol Program at an election to be held on November 2, 2010.

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Daly, seconded by Supervisors Mirkarimi and Campos, moved to terminate debate on File Nos. 100760 and 100953. The motion FAILED by the following vote:
Ayes: 7 - Avalos, Campos, Chiu, Daly, Mar, Maxwell, Mirkarimi
Noes: 4 - Alioto-Pier, Chu, Dufty, Elsbernd

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Daly, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Daly, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Mar, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12.

President Chiu discussed parlimentary procedures and ruled that the division of the question did not constitute an amendment and was therefore not subject to the San Francisco Municipal Elections Code Section 305(a)3 and did not require further public comment and directed the Clerk of the Board to call the roll on the divided question.

Supervisor Elsbernd moved that the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 12 through Page 3, Line 12 be DIVIDED. The question FAILED as divided by the following vote:

Ayes: 1 - Elsbernd

Noes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd, seconded by Supervisor Mirkarimi, moved that this Motion be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100953 [Community Policing and Foot Beat Patrols]
Sponsors: Mirkarimi; Chiu and Mar

Motion ordering submitted to the voters an ordinance at an election to be held on November 2, 2010, establishing the Community Policing Policy and Foot Beat Patrol Program and supplanting any City ordinance the voters approve at the November 2, 2010, election that bans lying or sitting on public sidewalks.

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Daly, seconded by Supervisors Mirkarimi and Campos, moved to terminate debate on File Nos. 100760 and 100953. The motion FAILED by the following vote:
Ayes: 7 - Avalos, Campos, Chiu, Daly, Mar, Maxwell, Mirkarimi
Noes: 4 - Alioto-Pier, Chu, Dufty, Elsbernd

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Daly, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Daly, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Maxwell, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Avalos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Mar, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

Supervisor Mirkarimi, seconded by Supervisor Campos, moved to add the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd divided the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15.

President Chiu discussed parlimentary procedures and ruled that the division of the question did not constitute an amendment and was therefore not subject to the San Francisco Municipal Elections Code Section 305(a)3 and did not require further public comment and directed the Clerk of the Board to call the roll on the divided question.

Supervisor Elsbernd moved that the question relating to requiring the Police Commission to adopt a community policing policy located on Page 2, Line 15 through Page 3, Line 15 be DIVIDED. The question PASSED as divided by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Motion No. M10-122

APPROVED by the following vote:

Ayes: 7 - Avalos, Campos, Chiu, Daly, Mar, Maxwell, Mirkarimi
Noes: 4 - Alioto-Pier, Chu, Dufty, Elsbernd

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100842 **[Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property Interest By Eminent Domain for Central Subway/Third Street Light Rail Extension - 801 Market Street]**

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel No. Block 3705, Lot 48A, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the acquisition of real property as referenced in File No. 100843. John Funghi and Kerstin Magary (MTA) provided an overview of the project and responded to questions raised throughout the discussion. Jackie Sachs spoke expressing support for the project. Dan Engler (Property Owner) expressed concerns relating to the proposed acquisition. Kerstin Magary (MTA) provided a rebuttal, clarified concerns raised throughout the hearing, and further requested the Board to approve the acquisition. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100843 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 801 Market Street]

Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 801 Market Street, San Francisco, California, Assessor's Parcel No. Block 3705, Lot 48A, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Supervisor Mar, seconded by Supervisor Campos, AMENDED on Page 2, Line 11, by adding 'Supplemental Environmental Impact Statement/' before 'Supplemental'; Line 12, by adding 'EIS/' before 'EIR'; on Line 14, by adding 'The Final Supplemental EIS/EIR and' before 'Motion'; on Line 14, by changing 'is' to 'are'; on Line 15, by changing 'is' to 'are'; on Line 23, by adding 'EIS/' before 'EIR'; on Page 3, Line 8, by changing 'April 9, 2010' to 'May 4, 2009'; on Line 11, by adding '. On April 9, 2010, the Planning Department confirmed the May 4, 2009 determination' after 'applicable'; on Line 14, by adding 'EIS/' before 'EIR'; on Line 15, by adding 'EIS/' before 'EIR'; on Line 17, by adding 'EIS/' before 'EIR'; on Line 18, by adding 'EIS/' before 'EIR'; on Page 4, Line 14, by deleting 'notice'; on Page 5, Line 14, by adding 'take all necessary steps to' before 'commence'; on Line 14, by adding 'and prosecute' after 'commence'; on Line 15, by adding 'the owner or owners of' before 'any and all'; on Lines 16-17, by adding ', to the extent such proceedings are necessary' after 'City'; on Line 17, by adding 'and all' after 'to take any'; on Line 18, by adding 'and all' before 'legal'; on Lines 18-19, by adding 'or permanent' after 'immediate'; on Line 22, by adding 'EIS/' before 'EIR'; on Line 23, by adding 'EIS/' before 'EIR'; on Line 24, by adding 'EIS/' before 'EIR'; on Page 6, Line 2, by adding 'EIS/' before 'EIR'; on Line 4, by adding 'EIS/' before 'EIR'; on Line 7, by adding 'EIS/' before 'EIR'; Line 14, by adding 'Resolution No. 08-145 on August 19, 2008, and' after 'adopting'; and on Line 23, by adding 'Board of Directors' after 'SFMTA'. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution No. 360-10

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100836 [Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property By Eminent Domain for Central Subway/Third Street Light Rail Extension - 266-286 - 4th Street]

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 266-286 - 4th Street, San Francisco, California, Assessor's Parcel No. Block 3733, Lot 093, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the acquisition of real property as referenced in File No. 100837. John Funghi and Kerstin Magary (MTA) provided an overview of the project and responded to questions raised throughout the discussion. Jackie Sachs spoke expressing support for the project. Kerstin Magary (MTA) provided a rebuttal, clarified concerns raised throughout the hearing, and further requested the Board to approve the acquisition. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100837 [Authorizing the Acquisition of Fee Simple Interest By Eminent Domain for Central Subway/Third Street Light Rail Extension - 266-286 - 4th Street]

Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 266-286 - 4th Street, San Francisco, California, Assessor's Parcel No. Block 3733, Lot 093, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Supervisor Mar, seconded by Supervisor Campos, AMENDED on Page 2, Line 11, by adding 'Supplemental Environmental Impact Statement/' before 'Supplemental'; Line 12, by adding 'EIS/' before 'EIR'; on Line 14, by adding 'The Final Supplemental EIS/EIR and' before 'Motion'; on Line 14, by changing 'is' to 'are'; on Line 15, by changing 'is' to 'are'; on Line 23, by adding 'EIS/' before 'EIR'; on Page 3, Line 7, by changing 'April 9, 2010' to 'May 4, 2009'; on Lines 9-10, by adding '. On April 9, 2010, the Planning Department confirmed the May 4, 2009 determination' after 'applicable'; on Line 13, by adding 'EIS/' before 'EIR'; on Line 14, by adding 'EIS/' before 'EIR'; on Line 16, by adding 'EIS/' before 'EIR'; on Line 17, by adding 'EIS/' before 'EIR'; on Page 4, Line 10, by deleting 'notice'; on Page 5, Line 9, by adding 'take all necessary steps to' before 'commence'; on Line 9, by adding 'and prosecute' after 'commence'; on Line 10, by adding 'the owner or owners of' before 'any and all'; on Lines 11-12, by adding ', to the extent such proceedings are necessary' after 'City'; on Line 12, by adding 'and all' after 'to take any'; on Line 13, by adding 'and all' before 'legal'; on Lines 13-14, by adding 'or permanent' after 'immediate'; on Line 17, by adding 'EIS/' before 'EIR'; on Line 18, by adding 'EIS/' before 'EIR'; on Line 19, by adding 'EIS/' before 'EIR'; on Line 22, by adding 'EIS/' before 'EIR'; on Line 24, by adding 'EIS/' before 'EIR'; on Page 6, Line 2, by adding 'EIS/' before 'EIR'; on Line 9, by adding 'Resolution No. 08-145 on August 19, 2008, and' after 'adopting'; and on Line 18, by adding 'Board of Directors' after 'SFMTA'. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution No. 362-10

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100848 **[Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property By Eminent Domain for Central Subway/Third Street Light Rail Extension - 1455 Stockton Street]**

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0130, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the acquisition of real property as referenced in File No. 100849. John Funghi and Kerstin Magary (MTA) provided an overview of the project and responded to questions raised throughout the discussion. Jackie Sachs spoke expressing support for the project. Kerstin Magary (MTA) provided a rebuttal, clarified concerns raised throughout the hearing, and further requested the Board to approve the acquisition. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100849 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 1455 Stockton Street]

Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 1455 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0130, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Supervisor Mar, seconded by Supervisor Campos, AMENDED on Page 2, Line 12, by adding 'Supplemental Environmental Impact Statement/' before 'Supplemental'; Line 13, by adding 'EIS/' before 'EIR'; on Line 15, by adding 'The Final Supplemental EIS/EIR and' before 'Motion'; on Line 15, by changing 'is' to 'are'; on Line 16, by changing 'is' to 'are'; on Line 24, by adding 'EIS/' before 'EIR'; on Page 3, Line 10, by changing 'April 9, 2010' to 'May 4, 2009'; on Lines 12-13, by adding '. On April 9, 2010, the Planning Department confirmed the May 4, 2009 determination' after 'applicable'; on Line 16, by adding 'EIS/' before 'EIR'; on Line 17, by adding 'EIS/' before 'EIR'; on Line 19, by adding 'EIS/' before 'EIR'; on Line 20, by adding 'EIS/' before 'EIR'; on Page 4, Line 16, by deleting 'notice'; on Page 5, Line 16, by adding 'take all necessary steps to' before 'commence'; on Line 16, by adding 'and prosecute' after 'commence'; on Line 17, by adding 'the owner or owners of' before 'any and all'; on Lines 18-19, by adding ', to the extent such proceedings are necessary' after 'City'; on Line 19, by adding 'and all' after 'to take any'; on Line 20, by adding 'and all' before 'legal'; on Lines 20-21, by adding 'or permanent' after 'immediate'; on Line 24, by adding 'EIS/' before 'EIR'; on Line 25, by adding 'EIS/' before 'EIR'; on Page 6, Line 1, by adding 'EIS/' before 'EIR'; on Line 4, by adding 'EIS/' before 'EIR'; on Line 6, by adding 'EIS/' before 'EIR'; on Line 9, by adding 'EIS/' before 'EIR'; on Line 16, by adding 'Resolution No. 08-145 on August 19, 2008, and' after 'adopting'; and on Line 25, by adding 'Board of Directors' after 'SFMTA'. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution No. 361-10

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100839 **[Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property By Eminent Domain for Central Subway/Third Street Light Rail Extension - 790 Market Street]**

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 790 Market Street, San Francisco, California, Assessor's Parcel No. Block 0328, Lot 002, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the acquisition of real property as referenced in File No. 100840. John Funghi and Kerstin Magary (MTA) provided an overview of the project and responded to questions raised throughout the discussion. Jackie Sachs spoke expressing support for the project. Kerstin Magary (MTA) provided a rebuttal, clarified concerns raised throughout the hearing, and further requested the Board to approve the acquisition. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100840 [Authorizing the Acquisition of Subsurface Real Property Easement By Eminent Domain for Central Subway/Third Street Light Rail Extension - 790 Market Street]

Resolution authorizing the acquisition of a subsurface easement in real property commonly known as 790 Market Street, San Francisco, California, Assessor's Parcel No. Block 0328, Lot 002, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Supervisor Mar, seconded by Supervisor Campos, AMENDED on Page 2, Line 11, by adding 'Supplemental Environmental Impact Statement/' before 'Supplemental'; Line 12, by adding 'EIS/' before 'EIR'; on Line 14, by adding 'The Final Supplemental EIS/EIR and' before 'Motion'; on Line 14, by changing 'is' to 'are'; on Line 15, by changing 'is' to 'are'; on Line 23, by adding 'EIS/' before 'EIR'; on Page 3, Line 8, by changing 'April 9, 2010' to 'May 4, 2009'; on Line 11, by adding '. On April 9, 2010, the Planning Department confirmed the May 4, 2009 determination' after 'applicable'; on Line 14, by adding 'EIS/' before 'EIR'; on Line 15, by adding 'EIS/' before 'EIR'; on Line 17, by adding 'EIS/' before 'EIR'; on Line 18, by adding 'EIS/' before 'EIR'; on Page 4, Line 14, by deleting 'notice'; on Page 5, Line 14, by adding 'take all necessary steps to' before 'commence'; on Line 14, by adding 'and prosecute' after 'commence'; on Line 15, by adding 'the owner or owners of' before 'any and all'; on Lines 16-17, by adding ', to the extent such proceedings are necessary' after 'City'; on Line 17, by adding 'and all' after 'to take any'; on Line 18, by adding 'and all' before 'legal'; on Lines 18-19, by adding 'or permanent' after 'immediate'; on Line 22, by adding 'EIS/' before 'EIR'; on Line 23, by adding 'EIS/' before 'EIR'; on Line 24, by adding 'EIS/' before 'EIR'; on Page 6, Line 2, by adding 'EIS/' before 'EIR'; on Line 4, by adding 'EIS/' before 'EIR'; on Line 7, by adding 'EIS/' before 'EIR'; Line 14, by adding 'Resolution No. 08-145 on August 19, 2008, and' after 'adopting'; and on Line 23, by adding 'Board of Directors' after 'SFMTA'. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution No. 364-10

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100845 **[Committee of the Whole - Public Hearing on Adopting a Resolution to Acquire Real Property By Eminent Domain for Central Subway/Third Street Light Rail Extension - 933-949 Stockton Street]**

Hearing of persons interested in or objecting to proposed Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 933-949 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0211, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the acquisition of real property as referenced in File No. 100846. John Funghi and Kerstin Magary (MTA) provided an overview of the project and responded to questions raised throughout the discussion. Jackie Sachs spoke expressing support for the project. Kerstin Magary (MTA) provided a rebuttal, clarified concerns raised throughout the hearing, and further requested the Board to approve the acquisition. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100846 [Authorizing the Acquisition of Fee Simple Interest By Eminent Domain for Central Subway/Third Street Light Rail Extension - 933-949 Stockton Street]

Resolution authorizing the acquisition of a fee simple interest in real property commonly known as 933-949 Stockton Street, San Francisco, California, Assessor's Parcel No. Block 0211, Lot 001, by eminent domain for the public purpose of constructing the Central Subway/Third Street Light Rail Extension and other improvements; adopting environmental findings under the California Environmental Quality Act (CEQA), CEQA Guidelines, and Administrative Code Chapter 31; and adopting findings of consistency with the General Plan and City Planning Code Section 101.1. (Municipal Transportation Agency)

Supervisor Mar, seconded by Supervisor Campos, AMENDED on Page 2, Line 11, by adding 'Supplemental Environmental Impact Statement/' before 'Supplemental'; Line 12, by adding 'EIS/' before 'EIR'; on Line 14, by adding 'The Final Supplemental EIS/EIR and' before 'Motion'; on Line 14, by changing 'is' to 'are'; on Line 15, by changing 'is' to 'are'; on Line 23, by adding 'EIS/' before 'EIR'; on Page 3, Line 7, by changing 'April 9, 2010' to 'May 4, 2009'; on Lines 9-10, by adding '. On April 9, 2010, the Planning Department confirmed the May 4, 2009 determination' after 'applicable'; on Line 13, by adding 'EIS/' before 'EIR'; on Line 14, by adding 'EIS/' before 'EIR'; on Line 16, by adding 'EIS/' before 'EIR'; on Line 17, by adding 'EIS/' before 'EIR'; on Page 4, Line 10, by deleting 'notice'; on Page 5, Line 9, by adding 'take all necessary steps to' before 'commence'; on Line 9, by adding 'and prosecute' after 'commence'; on Line 10, by adding 'the owner or owners of' before 'any and all'; on Lines 11-12, by adding ', to the extent such proceedings are necessary' after 'City'; on Line 12, by adding 'and all' after 'to take any'; on Line 13, by adding 'and all' before 'legal'; on Lines 13-14, by adding 'or permanent' after 'immediate'; on Line 17, by adding 'EIS/' before 'EIR'; on Line 18, by adding 'EIS/' before 'EIR'; on Line 19, by adding 'EIS/' before 'EIR'; on Line 22, by adding 'EIS/' before 'EIR'; on Line 24, by adding 'EIS/' before 'EIR'; on Page 6, Line 2, by adding 'EIS/' before 'EIR'; on Line 9, by adding 'Resolution No. 08-145 on August 19, 2008, and' after 'adopting'; and on Line 18, by adding 'Board of Directors' after 'SFMTA'. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution No. 363-10

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100987 [Committee of the Whole - San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Hearing of persons interested in or objecting to the amendments to the proposed Charter Amendments (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the amendments to the proposed San Francisco Municipal Transportation Agency Appointments Policy and Other Procedures Charter Amendment as referenced in File Nos. 100637 and 100982. Peter Stauss expressed support relating to the amendments to the proposed charter amendment in File No. 100982. Walter Paulson shared in song certain concerns relating to the amendments to the proposed charter amendments. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100637 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Sponsors: Campos; Mirkarimi and Mar

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

Supervisor Chiu requested to be removed as a co-sponsor.

ORDERED SUBMITTED. The motion FAILED by the following vote:

Ayes: 1 - Daly

Noes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100982 [San Francisco Municipal Transportation Agency - Appointments Policy and Other Procedures]

Sponsors: Campos; Mirkarimi and Mar

Charter Amendment (Second Draft) to amend the Charter of the City and County of San Francisco by amending Sections 8A.100, 8A.101, 8A.102, 8A.104, 8A.105, 8A.106, 8A.107, 8A.108, 8A.113, A8.409-1, A8.409-4, and A8.428, and repealing Section A8.404, to: provide for split appointments to the San Francisco Municipal Transportation Agency (MTA) Board of Directors; allocate a share of property tax revenues to the Transportation Fund; require the MTA to resubmit an Agency budget if its budget is rejected by the Board of Supervisors; establish an Office of the MTA Inspector General; and, eliminate formulas governing operator wages and benefit payments and subject these matters instead to collective bargaining.

Supervisor Chiu requested to be removed as a co-sponsor.

ORDERED SUBMITTED. The motion FAILED by the following vote:

Ayes: 5 - Avalos, Campos, Daly, Mar, Mirkarimi

Noes: 6 - Alioto-Pier, Chiu, Chu, Dufty, Elsbernd, Maxwell

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Dufty, seconded by Supervisor Alioto-Pier, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Dufty introduced, welcomed, and presented Certificates of Honor to Duane Kuiper and Mike Krukow in recognition of their 20 years of dedicated service as Broadcasters for the San Francisco Giants and for their continued community support.

Supervisor Alioto-Pier introduced, welcomed, and presented Douglas Pingle who accepted Certificates of Honor on behalf of the Independent Living Resource Center and Disabled Sports USA - Far West in recognition of their accomplishments and continued community support.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Walter Paulson; shared in song certain concerns with the Board.
Male Speaker; expressed various religious concerns.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

100902 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Motion directing the Board of Supervisors to hold a public hearing on August 3, 2010, with the Board sitting as a Committee of the Whole, to consider adopting a Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection, for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board)

Motion No. M10-123

APPROVED

100975 [Accept and Expend Grant - Polling Place Accessibility Training Program - Not to Exceed $5,000]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Department of Elections to accept and expend a grant in an amount not to exceed $5,000 for improving polling place accessibility in accordance with the California Secretary of State's Help America Vote Act Polling Place Accessibility Training Program.

Resolution No. 359-10

ADOPTED

100978 [Commending Patricia M. Pendergast]

Sponsor: Chu

Resolution commending Patricia M. Pendergast, Principal Personnel Analyst and Manager of Examination and Recruitment for the San Francisco Public Utilities Commission, upon her retirement after forty-one years of dedicated service.

Resolution No. 357-10

ADOPTED

100981 [Honoring Kelly Clark and the We Ride 3000 Team]

Sponsor: Dufty

Resolution honoring Kelly Clark and the We Ride 3000 Team in recognition of their 3,200 mile bike ride across the United States, from San Francisco to Washington D.C., in advocacy for public education awareness.

Resolution No. 353-10

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Alioto-Pier requested that File No. 100935 be severed so that it may be considered separately.

100935 [Supporting Eddy Zheng's Application to Remain Lawfully in the United States]
Sponsors: Chiu; Mar, Avalos, Mirkarimi, Campos, Chu and Maxwell
Resolution urging the Honorable Arnold Schwarzenegger, Governor of California, to grant Xiao Fei "Eddy" Zheng a full pardon and allow him to remain in the United States and to continue to serving youth in the San Francisco Bay Area community.

Privilege of the floor was granted to Chief Probation Officer William Siffermann (Juvenile Probation Department) who responded to questions raised throughout the discussion regarding File No. 100935.

Resolution No. 352-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Campos requested that File No. 100977 be severed so that it may be considered separately.

100977 [Requesting the Planning Commission or Planning Department to Extend the Public Comment Period on the California Pacific Medical Center's Draft Environmental Impact Report to a Minimum of 90 Days and Conduct Two Public Hearings on the Environmental Impact]
Sponsor: Campos
Resolution requesting that the Planning Commission or Planning Department extend the public comment period on the California Pacific Medical Center's Draft Environmental Impact Report to a minimum of 90 days and conduct two public hearings on the Environmental Impact Report because of the project's exceptional size and complexity and so the public can conduct a thorough review and offer thoughtful input.

Supervisor Campos, seconded by Supervisor Alioto-Pier, moved that this Resolution be TABLED. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Chiu requested that File No. 100961 be severed so that it may be considered separately.

100961 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 2, 2010, Election]
Motion authorizing preparation of written proponent and opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 2, 2010, Election. (Clerk of the Board)

Supervisor Avalos, seconded by Supervisor Mar, moved that this Motion be CONTINUED to August 3, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Elsbernd requested that File No. 100986 be severed so that it may be considered separately.

100986 [Directing the Budget and Legislative Analyst to Audit the San Francisco Office of the Public Defender]
Sponsor: Daly
Motion directing the Budget and Legislative Analyst to audit the San Francisco Office of the Public Defender.

Privilege of the floor was granted to Harvey Rose (Budget Analyst) who responded to questions raised throughout the discussion regarding File No. 100986.

APPROVED. The motion FAILED by the following vote:

Ayes: 2 - Avalos, Daly
Noes: 9 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

101005 [Exceptions to Seismic Safety Loan Program Requirements to Allow for a $15,000,000 Loan to Arlington Residence - 480 Ellis Street]
Sponsors: Chu; Alioto-Pier
Ordinance approving exceptions to requirements of the Seismic Safety Loan Program pursuant to San Francisco Administrative Code Sections 66 and 66A and the Program Regulations, dated May 2006, adopted by the Board of Supervisors through Ordinance No. 122-06, to allow for a $15,000,000 Seismic Safety Loan Program loan for an existing affordable housing project at the Arlington Residence, 480 Ellis Street, San Francisco, California.

07/27/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/26/2010.
08/03/2010 - The President of the Board of Supervisors waived the 30-day rule.

101006 [Revisions to Local Business Enterprise Ordinance]
Sponsors: Chu; Chiu
Ordinance amending Administrative Code Chapter 14B to set a separate minimum competitive amount applicable to general services contracts; to clarify ownership requirements for certification of local businesses with no single majority owner; to limit the SBA-LBE program to construction and construction-related contracting; to clarify requirements for setting aside contracts under the mandatory Micro-LBE Set-Aside program; to revise subcontracting goals for professional services contracts to apply to contracts that exceed the minimum competitive amount; to revise good faith efforts outreach and documentation requirements to apply to contracts that exceed the threshold amount or minimum competitive amount; to simplify reporting requirements; and to make technical corrections.

07/27/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/26/2010.

101007 [Revising Requirements for Purchasing Goods and Services]
Sponsors: Chu; Chiu
Ordinance amending Administrative Code Chapters 21 and 21C to conform Purchasing requirements to Administrative Code Chapter 14B by defining minimum competitive amounts of $100,000 for professional services and commodities contracts and $400,000 for general services contracts, clarify "bid-splitting," and make miscellaneous changes to City procurement requirements; to clarify information technology purchases; to update and conform references to Administrative Code Chapter 14B; to rescind the Sealer of Weights and Measures' authority under Section 21.32 to donate food purchases; to rescind the local tax adjustment set forth in Administrative Code Chapter 21C; to enact a new Section 21.32 to adjust bids likely to result in local sales tax revenue; to reenact and renumber Administrative Code Sections 21.25, 21.25-1, 21.25-2, 21.25-3, 21.25-4, and 21.25-x regarding prevailing wage requirements as Chapter 21C; and to make certain technical corrections.

07/27/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/26/2010.

101008 [Centralized and Publicly Accessible Online Database of Appointments to Advisory Bodies]
Sponsors: Chiu; Chu
Ordinance amending the San Francisco Administrative Code by adding Sections 1.57-1 through 1.57-5, to provide for the establishment and maintenance of a centralized and publicly accessible online database of information concerning appointments made by Appointing Authorities to City and County of San Francisco advisory bodies.

07/27/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 8/26/2010.

101009 [Healthy Air and Clean Transportation Program]
Sponsor: Mayor
Ordinance (1) amending the San Francisco Environment Code by repealing current Sections 400 through 409, and adopting new Sections 400 through 424; (2) amending the San Francisco Environment Code by amending current Sections 410, 411, and 421 and re-numbering them as Sections 425, 426, and 427 respectively; and (3) amending the San Francisco Administrative Code by amending Section 4.10-1, all to establish and implement a new Healthy Air and Clean Transportation Program, providing for the gradual conversion of the City's vehicle fleet to clean air vehicles and the gradual reduction of the overall number of passenger vehicles and light duty trucks in the City's vehicle fleet by 20 percent; and making environmental findings.

07/27/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 8/26/2010.

101010 [Accept and Expend Grant - American Recovery and Re-Investment Act and Amendment to the Annual Salary Ordinance, FY2010-2011 - $1,670,000]
Sponsor: Mayor
Ordinance to retroactively accept and expect a grant in the amount of $1,670,000 from the U.S. Department of Energy through the County of Los Angeles and the Association of Bay Area Governments, and amending the Annual Salary Ordinance FY2010-2011 to reflect the addition of three positions in the Department of the Environment.

07/27/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

100046 [Planning Code, Administrative Code - Amending Inclusionary Housing Ordinance]
Sponsors: Mayor; Chiu
Ordinance amending the Planning Code and Administrative Code by amending the Residential Inclusionary Affordable Housing Program, Planning Code Section 415 et seq. (formerly Code Section 315, et seq.) (Program) to change the name of the Program to the Affordable Housing Program and to require all project applicants to pay the Affordable Housing Fee unless they are eligible for an alternative; making other amendments to the Program including expanding the uses of the Citywide Affordable Housing Fund, deleting provisions relating to certain requirements for off-site units, and deleting provisions requiring a refund of fees after issuance of certificate of occupancy; amending Sections 416 and 417 to make conforming amendments to the Affordable Housing Program; amending Section 827 to delete the requirement that 50% of on- or off-site affordable housing units provided under Section 415 et seq. in the Rincon Hill Area Plan be provided as rental; amending the Administrative Code by amending Chapter 56 related to Development Agreements to create certain exceptions from its requirements for rental housing developments with on-site inclusionary units; and making findings including findings under the California Environmental Quality Act.

01/12/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/12/2010.

01/19/10; REFERRED TO DEPARTMENT.

01/20/10; RESPONSE RECEIVED.

01/26/10; SUBSTITUTED.

01/26/10; ASSIGNED to Land Use and Economic Development Committee.

01/29/10; REFERRED TO DEPARTMENT.

04/02/10; RESPONSE RECEIVED.

07/27/10; SUBSTITUTED.

07/27/10; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

101011 [Accept and Expend Grant - Diesel Emissions Reduction Act - Pier 27 Shoreside Power - $1,000,000]
Sponsors: Alioto-Pier; Chiu
Resolution authorizing the San Francisco Port Commission to accept and expend a grant from the U.S. Environmental Protection Agency in the amount of $1,000,000 under the Diesel Emissions Reduction Act, to assist in the installation of a shoreside power facility for cruise ships at Pier 27.

07/27/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101012 [Approving the Fare Schedule for Golden Gate Pedicab]
Sponsor: Chiu
Resolution approving the fare schedule for Golden Gate Pedicab.

07/27/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101013 [Accept and Expend Grant - The STOP Study - $166,666]
Sponsors: Dufty; Campos
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the Centers for Disease Control and Prevention in the amount of $166,666 to fund the STOP Study for the period June 15, 2010, through June 14, 2011.

07/27/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101014 [Accept and Expend Grant - San Francisco Pedestrian Safety Project - $200,000]
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant from the California Office of Traffic Safety in the amount of $200,000 to fund the San Francisco Pedestrian Safety Project for the period of October 1, 2010, through September 30, 2011.

07/26/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101015 [Sewer Line Relocation Agreement with San Francisco State University]
Sponsor: Elsbernd
Resolution approving and authorizing the Sewer Line Relocation Agreement between the San Francisco Public Utilities Commission, on behalf of the City and County of San Francisco, and San Francisco State University to relocate an existing sanitary sewer and storm drain easement on Assessor's Block No. 7304-001 (part of the University campus) and portions of Font Boulevard and Lake Merced Boulevard in San Francisco; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Relocation Agreement is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution.

07/27/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101016 [Planning Code - Revised Interim Controls Related to Affordable Housing Requirements]
Sponsors: Mayor; Chiu
Resolution approving revised interim controls providing that the alternatives provided to project applicants of residential development under Planning Code Section 415, et seq. shall, except for certain eligible projects, be suspended and replaced by an interim affordable housing fee that is equivalent to the current in lieu fee and amending the housing requirements for residential projects in the Rincon Hill Area Plan for 18 months or until a permanent ordinance amending Planning Code Section 415 et seq. is adopted; and making findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

07/27/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101017 [Supporting the Golden State Warriors Return to San Francisco]
Sponsors: Alioto-Pier; Elsbernd, Dufty, Maxwell, Mirkarimi, Chiu, Chu and Mar
Resolution supporting the Golden Gate Warriors return to San Francisco.

07/27/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101018 [Accept and Expend Grant - Ghana MARPS Size Estimation - $28,465]
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of $28,465 from the University of California San Francisco (UCSF), to participate in a program entitled "Ghana MARPS Size Estimation" for the period of April 1, 2010, through March 31, 2011.

07/27/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101019 [Accept and Expend Grant - OCTAVE Capacity Building Workshop Series - $47,022]
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of $47,022 from the Public Health Foundation Enterprises, Inc. (PHFE), to participate in a program entitled "OCTAVE-Capacity Building Workshop Series" for the period of July 1, 2010, through December 31, 2011.

07/27/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101020 [Accept and Expend Grant - Viral Load Study - $25,318]
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of $25,318 from the Public Health Foundation Enterprises, Inc. (PHFE), to participate in a program entitled "Viral Load Study" for the period of April 1, 2010, through March 31, 2011.

07/27/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101021 [Accept and Expend Grant - Special Work Assignment UNICEF - $30,965]
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of $30,965 from the United Nations Childrens Fund to support a project that will further understanding of the prevention of mother-to-child transmission of HIV for the period of June 18, 2010, through October 1, 2010.

07/27/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101022 [Accept and Expend Grant - Recycling and Lunchroom Composting Programs - $18,000]
Sponsor: Mar
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $18,000 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

07/27/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101023 [Accept and Expend Grant - GreenStacks Environmental Outreach Collaboration - $12,000]

Sponsor: Mar

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $12,000 from Altamont Education Advisory Board to support GreenStacks an environmental outreach collaboration between the Department of the Environment and the San Francisco Public Libraries.

07/27/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101024 [Property Assessed Clean Energy Programs]

Sponsors: Mayor; Mar and Dufty

Resolution supporting Property Assessed Clean Energy programs and requesting San Francisco's Congressional representatives to work with the Federal Housing Finance agency to establish standardized underwriting criteria and safeguards to allow for the continuation of Property Assessed Clean Energy programs.

07/27/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Requests for Hearing

101025 [Budget and Legislative Analyst's Audit Schedule]

Sponsor: Mar

Hearing to consider the Budget and Legislative Analyst's schedule for conducting performance audits, special projects, or other studies for the remainder of calendar year 2010 and for calendar year 2011.

07/27/10; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

101026 [Academy of Art University]

Sponsor: Maxwell

Hearing on the status of the Academy of Art University's non-compliant standing with the City's Institutional Master Plan requirement, and progress report on the related environmental review.

07/27/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

Introduced by the President at the Request of a Department

PROPOSED ORDINANCES

100954 [Settlement of Lawsuit - Ricardo Rodriguez - $30,000]

Ordinance authorizing settlement of the lawsuit filed by Ricardo Rodriguez against the City and County of San Francisco for $30,000; the lawsuit was filed on February 19, 2009, in San Francisco Superior Court, Case No. CGC09-485133; entitled Ricardo Rodriguez v. City and County of San Francisco, et al. (City Attorney)

07/16/10; RECEIVED AND ASSIGNED to Rules Committee.

100955 [Settlement of Lawsuit - Stanislaus Imports - $245,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Stanislaus Imports against the City and County of San Francisco for $245,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

07/16/10; RECEIVED AND ASSIGNED to Rules Committee.

100956 [Settlement of Lawsuit - Monte and Joanne Stott and Stott and Associates, Inc. - $32,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Monte and Joanne Stott and Stott and Associates, Inc. against the City and County of San Francisco for $32,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

07/16/10; RECEIVED AND ASSIGNED to Rules Committee.

100957 [Settlement of Lawsuit - Yanick Constant - $32,500]

Ordinance authorizing settlement of the lawsuit filed by Yanick Constant against the City and County of San Francisco for $32,500; the lawsuit was filed on April 21, 2008, in San Francisco Superior Court, Case No. 474485; entitled Yanick Constant v. City and County of San Francisco, et al. (City Attorney)

07/16/10; RECEIVED AND ASSIGNED to Rules Committee.

100958 [Settlement of Lawsuit - Icenogle IMR Joint Venture - $1,330,000]

Ordinance authorizing settlement of the lawsuit filed by Icenogle IMR Joint Venture against the City and County of San Francisco for $1,330,000; the lawsuit was filed on September 24, 2007, in San Francisco County Superior Court, and subsequently transferred to Alameda County Superior Court, Case No. RG08391219; entitled Icenogle IMR Joint Venture v. City and County of San Francisco, et al.; other material terms of said settlement are: (1) mutual releases except for latent defects, (2) dismissal of all complaints and cross-complaints with prejudice, (3) each side to bear its own attorneys fees and costs, and (4) plaintiff to be responsible for resolving outstanding stop notices. (City Attorney)

07/19/10; RECEIVED AND ASSIGNED to Rules Committee.

100959 [Settlement of Lawsuit - Carlos Garcia - $2,400,000]

Ordinance authorizing settlement of the lawsuit filed by Carlos Garcia against the City and County of San Francisco for $2,400,000; the lawsuit was filed on December 5, 2005, in San Francisco Superior Court, Case No. CGC-05-447342; entitled Carlos Garcia, et al. v. City and County of San Francisco, et al. (City Attorney)

07/19/10; RECEIVED AND ASSIGNED to Rules Committee.

100960 [Settlement of Lawsuit - CCSF v. Underground Construction Co., et al. - City to Receive - $29,000]

Ordinance authorizing settlement of the lawsuit filed by City and County of San Francisco against Underground Construction Co., et al. by accepting the payment of $29,000 to the City and County of San Francisco; $23,200 from Underground Construction Co. and $5,800 from State Farm; the lawsuit was filed on February 24, 2009, in San Francisco Superior Court, Case No. CGC-09-485059; entitled City and County of San Francisco, et al., v. Underground Construction Co., et al. (City Attorney)

07/19/10; RECEIVED AND ASSIGNED to Rules Committee.

Requests Granted

From: Supervisor Mirkarimi
To: City Attorney
Requesting/Inquiring: Requesting the City Attorney to draft an amendment to the Administrative Code to provide that any city department, division, or agency that produces for distribution outside of the generating agency any report, memo, study or other written document over 10 pages in length be required to distribute copies of such document either electronically or via a digital format. Paper hard copies shall only be available either upon request or individual recipients may opt for regular hard copy distribution of such documents.

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following locations:

Pothole and Sidewalk issues
On Fillmore & Waller, South of Waller before crosswalk; sink hole/asphalt cracking.

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

799 Haight
698 Haight
696 Haight
998 Oak
1280 Fulton
501 Fillmore
500 Page, on Fillmore side
378 Fillmore
355 Laguna
585 Hayes, on Laguna side
795 Buchanan, on the Grove Side

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood Poles
Southeast corner of Fell & Fillmore
Northeast corner of Haight & Fillmore

Metal Poles
Northwest corner of Grove & Fillmore
Northwest corner of Page & Fillmore
Northwest corner of McAllister & Gough

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the following locations:

Garbage Can
Northeast corner of Fillmore & Waller
Northeast corner of Haight & Fillmore

Mailbox
Southeast corner of California & Laguna
Southwest corner of Geary & Laguna
Northwest corner of McAllister & Steiner

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Fillmore & Post
Southwest corner of Divisadero & Sutter
9th Ave. & Judah (near bus stops)
7th Ave. & Irving (near bus stops)
Northwest corner of Hayes & Fillmore
Southeast corner of Fillmore & Haight

San Francisco Chronicle
Northeast corner of Fillmore & Hayes
Southeast corner of Haight & Fillmore
Irving & 9th Ave.
Irving & 7th Ave.
Southwest corner of Haight & Clayton
Southwest corner of Haight & Masonic

Examiner
Northwest corner of Fillmore & Hayes
Southeast corner of Haight & Fillmore

SF Daily
Northwest corner of Hayes & Gough

City Star
Northwest corner of Hayes & Gough
Southeast corner of Fillmore & Haight

SF Weekly
Southeast corner of Masonic & Haight
Southeast corner of Haight & Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from public property located at the following locations:

Utility Boxes
Southwest corner of Turk & Scott
Northeast corner of Gough & McAllister
Northwest corner of Laguna & Cleary
Near 842 Webster

Bus Shelter
Southeast corner of Pierce & Haight
Fillmore & Haight (all 4 bus stops, graffiti and grime)

Fire Hydrant
Northeast corner of Fulton & Fillmore
Northwest corner of Laguna & Cleary
Northwest corner of Grove & Gough

Emergency Boxes
Southwest corner of Grove & Fillmore

In Memoriams

Marcia Soine – Supervisor Alioto-Pier
Judge Mary Pajlich – Entire Board
Russell Walton – Supervisor Dufty
Glen Reed Millar – Supervisor Dufty
Gilbert Block – Supervisor Dufty
Robert Polzoni – Supervisor Dufty
Dr. Brian Friedman – Supervisor Dufty
James Hallisy – Supervisor Elsbernd

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 9:50 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 14, 2010.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 16 2011

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, August 3, 2010 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Avalos, Mirkarimi, Elsbernd	Wednesday 11:00 AM
City and School District Select Committee Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu, Avalos, Dufty	2nd and 4th Monday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Chu, Maxwell	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Maxwell, Mar, Chiu	Monday 1:00 PM
Public Safety Committee Supervisors Chiu, Mirkarimi, Elsbernd	1st and 3rd Monday 10:00 AM
Rules Committee Supervisors Campos, Alioto-Pier, Mar	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: Michela Alioto-Pier, John Avalos, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:11 p.m. On the call of the roll, all Supervisors were noted present.

AGENDA CHANGES

There were none.

APPROVAL OF MEETING MINUTES

Supervisor Mar, seconded by Supervisor Campos, moved to approve the Board Meeting Minutes of June 29, 2010. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendation of the City Operations and Neighborhood Services Committee

100923 [Accept and Expend Grant - Department of Public Library - $80,000]
Sponsor: Chu

Resolution authorizing the Department of Public Library to accept and expend a grant in the amount of $80,000 from the California State Library as part of the Federal Library Services and Technology Act for the Out-of-School-Time Online Homework Help Program.

Resolution No. 375-10

ADOPTED

Recommendations of the Land Use and Economic Development Committee

100693 [Mission Bay North-Block N1 Public Infrastructure Improvements]

Ordinance accepting of the irrevocable offer of additional property along Townsend Street, King Street, and Fourth Street and the irrevocable offer of public infrastructure improvements associated with Mission Bay North Block N1, including acquisition facilities on Third Street, Townsend Street, King Street, and Fourth Street; declaring such areas as shown on official Department of Public Works maps as open public right-of-way; designating such areas and improvements for street and roadway purposes; designating street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, eight priority policy findings of City's Planning Code section 101.1, and the Mission Bay North Redevelopment Plan; accepting Department of Public Works Order No. 178,676; and authorizing official acts in connection with this Ordinance. (Public Works Department)

Ordinance No. 221-10

FINALLY PASSED

100852 [Mission Bay South - Park P17 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P17, lying along Mission Bay Boulevard North, Mission Bay Boulevard South and Terry A. Francois Boulevard for public use and naming the new park "Commons Park;" accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,716 and authorizing official acts in connection with this Ordinance. (Public Works Department)

Ordinance No. 223-10

FINALLY PASSED

100853 [Mission Bay South - Park P18 Improvements]

Ordinance dedicating a portion of State Trust Parcel 5, known as Park P18, lying along Terry A. Francois Boulevard between Mission Bay Boulevard North and China Basin Street for public use and naming the new park "Bayfront Park;" accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the City's General Plan, priority policy findings of City Planning Code Section 101.1, and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 178,715 and authorizing official acts in connection with this Ordinance. (Public Works Department)

Ordinance No. 222-10

FINALLY PASSED

100883 [Agreement Regarding the Exchange of Fire Station No. 1 Located at 676 Howard Street and Portions of Hunt Street for 935 Folsom Street and a Replacement Fire Station]

Sponsor: Mayor

Ordinance authorizing the Director of Property to execute a conditional land disposition and acquisition agreement with the San Francisco Museum of Modern Art and its affiliate (collectively, Museum) for the proposed future conveyance by the City and County of San Francisco (City) to Museum of real property located at 676 Howard Street, San Francisco (Fire Station No. 1) and all of that portion of Hunt Street within Block No. 3722, collectively, in exchange for conveyance by Museum to City of a parcel of real property located at 935 Folsom Street, a new fire station to be constructed by or on behalf of Museum on such parcel, and an easement for parking purposes adjacent to such parcel; exempting from the competitive bidding and contract requirements of Chapter 6 of City's Administrative Code all contracts to be entered into by Museum for the design and construction of the new fire station and the improvement of such parcel and parking easement; and making findings, including findings of consistency with the General Plan and Planning Code Section 101.1(b).

Ordinance No. 218-10

FINALLY PASSED

100639 [Permits for Commercial Parking Garages and Lots]

Sponsor: Alioto-Pier

Ordinance amending sections of the San Francisco Police Code, Business and Tax Regulations Code and Fire Code to: (1) transfer responsibility for parking garage and parking lot permits from the Fire Department to the Police Department; (2) require a commercial parking permit to operate a garage or lot where members of the public can park for a charge; set fees; establish permit issuance, suspension and revocation procedures; establish requirements for permit holders and individuals working at parking garages and lots; and (3) limit the term of a commercial parking permit to one year and require annual application for a commercial parking permit.

Ordinance No. 219-10

FINALLY PASSED

100467 [Zoning Map Amendment for One Capitol Avenue]

Sponsor: Avalos

Ordinance amending Section Maps ZN12 of the Zoning Maps of the City and County of San Francisco for the real property at One Capitol Avenue (Assessor's Block No. 7148/Lot No. 040), to reclassify the property from a P (Public) Zoning District to an RH-1 (Residential, House, One-Family) Zoning District; and adopting General Plan, Planning Code Section 101.1, and environmental findings. (Planning Department)

Ordinance No. 220-10

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Severed from the Consent Agenda

Supervisor Mirkarimi requested that File Nos. 100669 and 100670 be severed so that they may be considered separately.

100669 [Lease of Real Property – Parcel L (Portion of Assessor's Block No. 0817, Lot No. 33)]

Sponsors: Mayor; Mirkarimi

Resolution approving the lease of City property located at the northeast corner of Octavia Boulevard and Fell Street and commonly known as Parcel L (portion of Assessor's Block No. 0817, Lot No. 33) to PROXYDevelopment, LLC, for four years at a monthly base rent of $2,000 per month.

Supervisor Mirkarimi requested to be added as a co-sponsor.

Resolution No. 385-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100670 [Sublease of Real Property - Parcel K (Portion of Assessor's Block No. 0817, Lot No. 30)]

Sponsors: Mayor; Mirkarimi

Resolution approving the sublease of property located at the southeast corner of Octavia Boulevard and Hayes Street and commonly known as Parcel K (portion of Assessor's Block No. 0817, Lot No. 30) to PROXY Development, LLC, for three years at a monthly base rent of $5,000 per month.

Supervisor Mirkarimi requested to be added as a co-sponsor.

Resolution No. 386-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

REGULAR AGENDA

UNFINISHED BUSINESS

From the Land Use and Economic Development Committee Without Recommendation

100658 [Bayview Hunters Point Redevelopment Project Area]
Sponsors: Mayor; Maxwell

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Bayview Hunters Point Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1.

Ordinance No. 210-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100659 [Hunters Point Shipyard Redevelopment Project Area]
Sponsors: Mayor; Maxwell

Ordinance approving and adopting an amendment to the Redevelopment Plan for the Hunters Point Shipyard Redevelopment Project Area; approving and authorizing an Interagency Cooperation Agreement between the City and County of San Francisco and the Redevelopment Agency of the City and County of San Francisco, in furtherance of the adoption and implementation of the Redevelopment Plan Amendment; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Redevelopment Plan Amendment is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting other findings pursuant to California Community Redevelopment Law, including findings pursuant to Sections 33445 and 33445.1.

Ordinance No. 211-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100574 [General Plan Amendments - Candlestick Point Activity Node and Hunters Point Shipyard Phase 2 Project]

Sponsors: Mayor; Maxwell

Ordinance amending the San Francisco General Plan by amending the Bayview Hunters Point Area Plan, the Transportation Element, the Recreation and Open Space Element, the Commerce and Industry Element, maps and figures in various Elements, and the Land Use Index, and by adopting and adding the Candlestick Point Subarea Plan and the Hunters Point Area Plan, in order to facilitate the development of the Hunters Point Shipyard and Candlestick Point, as envisioned in the Hunters Point Shipyard Redevelopment Plan, the Bayview Hunters Point Redevelopment Plan, and the Conceptual Framework for integrated development of the Hunters Point Shipyard and Candlestick Point endorsed by the Board of Supervisors and the Mayor in May 2007 and approved by the voters in 2008 through passage of Proposition G, the Jobs, Parks and Housing Initiative; adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1.

Ordinance No. 203-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100575 [Hunters Point Shipyard - Health Code Amendment]

Sponsors: Mayor; Maxwell

Ordinance amending Article 31 of the Health Code to extend, to the entire Hunters Point Shipyard area, the special permit processing requirements that now apply to Hunters Point Shipyard Parcel A to address potential residual contamination, and imposing fees to administer this Article; amending Sections 804 and 1227 of the Health Code to make conforming amendments; and making environmental findings.

Ordinance No. 204-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100576 [Hunters Point Shipyard - Public Works Code Amendment]

Sponsors: Mayor; Maxwell

Ordinance amending the Public Works Code to amend Section 2.3.1 to extend, to the entire Hunters Point Shipyard area, the special permit processing requirements that now apply at Hunters Point Shipyard Parcel A to address potential residual contamination and making environmental findings.

Ordinance No. 205-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100577 [Hunters Point Shipyard - Building Code Amendment]
Sponsors: Mayor; Maxwell
Ordinance amending the Building Code to amend Section 106A.3.2.5 to extend, to the entire Hunters Point Shipyard area, the special permit processing requirements that now apply at Hunters Point Shipyard Parcel A to address potential residual contamination and making environmental findings.

Ordinance No. 206-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100578 [Zoning Map Amendments - Candlestick Point Activity Node and Hunters Point Shipyard Phase 2 Project]
Sponsors: Mayor; Maxwell
Ordinance amending the San Francisco Planning Code by amending Sectional Maps SU09 and SU010 of the Zoning Map of the City and County of San Francisco to establish the Candlestick Point Activity Node Special Use District and the Hunters Point Shipyard Phase 2 Special Use District; amending Sectional Maps HT09 and HT010 to establish the CP Height and Bulk District and the HP Height and Bulk District; adopting findings, including environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1; providing for an operative date.

Ordinance No. 207-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100579 [Zoning - Establishment of the Candlestick Point Activity Node Special Use District, the Hunters Point Shipyard Phase 2 Special Use District, and Special Height and Bulk Provisions for the Special Use Districts]
Sponsors: Mayor; Maxwell
Ordinance amending the San Francisco Planning Code by adding Section 249.50 to establish the Candlestick Point Activity Node Special Use District; adding Section 249.51 to establish the Hunters Point Shipyard Phase 2 Special Use District; adding Section 263.24 to establish Special Height Provisions for the Candlestick Point Activity Node Special Use District and the CP Height and Bulk District; adding Section 263.25 to establish Special Height Provisions for the Hunters Point Shipyard Phase 2 Special Use District and the HP Height and Bulk District; and amending Table 270, to provide that the Table is not applicable to the Candlestick Point Activity Node Special Use District and the Hunters Point Shipyard Phase 2 Special Use District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1; providing for an operative date.

Ordinance No. 208-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

100661 [Subdivision Code - Candlestick Point and Hunters Point Shipyard]
Sponsors: Mayor; Maxwell
Ordinance amending the Hunters Point Shipyard Subdivision Code to rename the Code's Division 3 title and make various amendments pertaining to the subdivision process in Phase 2 of the Hunters Point Shipyard Redevelopment Plan and Zone 1 of the Bayview Hunters Point Redevelopment Project Area, including the establishment of a procedure for reviewing and filing vesting tentative transfer maps; and making environmental findings.

Ordinance No. 209-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly

Recommendation of the City Operations and Neighborhood Services Committee

100751 [Implementation of Assembly Bill 1421 - Assisted Outpatient Treatment, "Laura's Law"]
Sponsor: Alioto-Pier
Resolution authorizing the implementation of assisted outpatient treatment in the City and County of San Francisco, requesting the Controller conduct an analysis of mental health funding levels. (Supervisor Avalos dissented in committee.)

Privilege of the floor was granted to Dr. Mitch Katz, Director, Department of Public Health, who responded to questions raised throughout the discussion regarding File No. 100751.

Supervisor Alioto-Pier, seconded by Supervisor Mirkarimi, moved that this Resolution be RE-REFERRED to the City Operations and Neighborhood Services Committee. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Public Safety Committee

100054 [Workforce Development - Public Service Academies]
Sponsor: Mirkarimi
Ordinance amending the San Francisco Administrative Code by adding Sections 30.30 through 30.35, to establish public safety and public health training programs for San Francisco Unified School District high school students.

Ordinance No. 224-10

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100674 [Expanding the Entertainment Commission's Power to Revoke Permits]
Sponsor: Chiu
Ordinance amending Sections 1060.20.4 and 1070.20 of the San Francisco Police Code to expand the grounds for revocation of place of entertainment permits, extended-hours premises permits, and one time event permits to include: (1) public safety considerations, where operation of the permit poses a substantial risk of physical harm or injury to individuals, and (2) where the permittee's persistent action or inaction causes serious and continuing problems that amount to a public nuisance.

Ordinance No. 217-10

FINALLY PASSED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

NEW BUSINESS

Recommendations of the Budget and Finance Committee

100694 [Contract Amendment to the Fuel Contract - Not to Exceed $50,000,000]
Resolution approving the Third Amendment to the Agreement between the City and Western States Oil (Contractor) increasing the total not to exceed amount of the contract from $25,000,000 to $50,000,000 and extending the term for one year, pursuant to Charter Section 9.118(b). (Office of Contract Administration)
(Fiscal Impact.)

Resolution No. 368-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100925 [Contract with the San Francisco Community Health Authority to Provide Provider Payment Services for the Healthy San Francisco Program]
Sponsor: Mayor
Resolution authorizing the Director of Public Health and the Director of the Office of Contract Administration/Purchaser to contract with the San Francisco Community Health Authority to provide Provider Payment services for the Healthy San Francisco program for the term of July 1, 2010, through June 30, 2011.

Resolution No. 369-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100926 [Authorizing Expenditures from SOMA Community Stabilization Fund - $2,762,000]
Sponsor: Mayor
Resolution authorizing the Mayor's Office of Housing to expend SOMA Community Stabilization Fund dollars under certain conditions in the amount of $2,762,000 to subsidize the development of onsite affordable rental housing units at 333 Harrison Street.

Resolution No. 381-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100928 [Accept and Expend Grant - Department of Public Works - $417,339]
Sponsors: Mayor; Dufty
Resolution authorizing the Department of Public Works to apply for, accept and expend $417,339 in Federal American Recovery and Reinvestment Act of 2009 Transportation Enhancement funds for the Corbin Place Stair Replacement Project.

Resolution No. 387-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100929 [Approval of Amendment Agreement with the Tides Center - $10,570,840]
Sponsor: Mayor
Resolution retroactively approving amendment to agreement with the Tides Center to provide property management services at the Direct Access to Housing sites to extend the contract term by three years and increase the contract amount by $10,570,840.
(Fiscal Impact.)

ADOPTED by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Avalos, seconded by Supervisor Mirkarimi, moved to rescind the previous vote. The motion carried by the following vote:
Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Avalos, seconded by Supervisor Maxwell, moved that this Resolution be AMENDED by reducing the not to exceed amount by $300,743. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution No. 388-10

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100967 [Intention to Renew the 2500 Block of Mission Street Business Improvement District - Mission Miracle Mile Business Improvement District]

Sponsor: Campos

Resolution declaring the intention of the Board of Supervisors to renew the property-based 2500 Block of Mission Street business improvement district, to be known as the "Mission Miracle Mile Business Improvement District" and to levy a multi-year assessment on identified parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballots; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law.

Resolution No. 350-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendation of the City Operations and Neighborhood Services Committee

100641 [Expend Grant - California Department of Toxic Substances Control and Amendment to the Annual Salary Ordinance, FY2010-2011 - $74,500]

Sponsor: Chu

Ordinance authorizing the Department of the Environment to expend a grant in the amount of $74,500 from the California Department of Toxic Substances Control to coordinate the Green Business tracking and measurement tool and amending Ordinance No. 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment.

Supervisor Chu, seconded by Supervisor Mar, moved that this Ordinance be AMENDED on Page 1, Line 7, by replacing '183-09' with '191-10'; and on Page 3, Line 3, by replacing '183-09' with '191-10.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

PASSED ON FIRST READING AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Government Audit and Oversight Committee

100943 [Board of Supervisors Response to the 2009-2010 Civil Grand Jury Report Entitled "Americans With Disabilities Act: Is San Francisco In Compliance?"]

Sponsors: Alioto-Pier; Mar

Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2009-2010 Civil Grand Jury Report entitled "Americans With Disabilities Act: Is San Francisco In Compliance?"

Resolution No. 384-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100939 [Budget and Legislative Analyst Review of Aging in Place Practices and Resources]

Sponsor: Mar

Motion directing the Budget and Legislative Analyst to conduct a review of practices and resources that might enable aging adults in the City and County of San Francisco to live in their homes and communities independently. Specific areas of review may include: (1) determining the approximate number of seniors on affordable housing and public housing waitlists in San Francisco; (2) collecting and summarizing demographic information about seniors in San Francisco; (3) reviewing independent living programs and models including shared housing programs, cross-generational aging in place programs, volunteer health advocacy programs, and the non-profit retirement villages model; and (4) providing legislative recommendations for incentives that encourage property owners to make residential upgrades that increase accessibility and safety.

Motion No. M10-124

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

From the Government Audit and Oversight Committee Without Recommendation

100508 [Directing the Budget and Legislative Analyst to Audit the Department of Children, Youth and Their Families]

Sponsor: Alioto-Pier

Motion directing the Budget and Legislative Analyst to audit the Department of Children, Youth and Their Families in their oversight of early childhood care and education programs.

Motion No. M10-125

APPROVED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Recommendations of the Land Use and Economic Development Committee

100833 [Approving Street Encroachment at Lake Merced Boulevard and Higuera Avenue]

Resolution granting revocable permission to Park Merced Investors Properties, LLC, to occupy a portion of the public right-of-way for the installation and maintenance of a neighborhood sign (4' high x 36' wide x 32" deep) at the corner of Lake Merced Boulevard and Higuera Avenue in the median island (Block No. 0807, Lot No. 012), conditioned upon the payment of an annual assessment fee. (Public Works Department)

Resolution No. 373-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

100901 [California Environmental Quality Act Findings for Water System Improvement Program Habitat Mitigation Actions]

Resolution adopting findings under the California Environmental Quality Act (CEQA), including the adoption of a mitigation and monitoring reporting program and a statement of overriding considerations, related to full implementation of Habitat Mitigation Actions at two sites in Alameda County for the San Francisco Public Utilities Commission Sunol Valley Water Treatment Plant Expansion and Treated Water Reservoir project [CUW38101] and other Water System Improvement Program projects, and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission)

Resolution No. 370-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

100903 [Committee of the Whole - Public Hearing on Special Assessment of Liens for Assessment of Cost]

Hearing of persons interested in or objecting to proposed Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection, for services rendered by said Department of costs thereof having accrued pursuant to Code Violations referenced above. (Clerk of the Board)

The President inquired as to whether any member of the public wished to address the Board relating to the report of delinquent charges for code enforcement cases referenced in File No. 100904. Alan Davison and Rosemary Bosque (Department of Building Inspection) provided an overview and responded to questions raised throughout the discussion. Rose Tsaz; Phillip Dale; Female Speaker; spoke in opposition to the processing of notifications. Steve Curry spoke in support of assessments. There were no other speakers. The President declared public comment closed and adjourned as the Committee of the Whole, reconvening as the Board of Supervisors.

HEARD AT PUBLIC HEARING

Committee of the Whole Adjourn and Report

100904 [Special Assessment of Liens for Assessment of Cost]

Resolution confirming report of Delinquent Charges for Code Enforcement cases with Delinquent assessment of costs, and fees pursuant to the provisions of Section 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection, for services rendered by said Department of costs thereof having accrued pursuant to Code Violations referenced above.

Alan Davison (Department of Building Inspection) provided an amendment to the Assessment Report.

Resolution No. 367-10

ADOPTED, after accepting the amendment to the accompanying report. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

COMMITTEE REPORTS

Recommendation from the Public Safety Committee

100879 [Increasing Penalties for Certain Crimes Committed on Municipal Transportation Agency Vehicles, Platforms or in Bus Zones]

Sponsors: Chu; Chiu, Mar, Maxwell, Dufty and Mirkarimi

Ordinance amending the San Francisco Police Code by amending Article 2, Section 123, and Article 17, Section 1291, to increase from $500 to $1,000 the maximum allowable fine for the crimes of aggressive pursuit and of loitering while carrying a concealed weapon, where the violation occurs on vehicles, platforms, or bus zones of the Municipal Transportation Agency.

PASSED ON FIRST READING by the following vote:

Ayes: 9 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Noes: 2 - Avalos, Daly

Recommendation from the Land Use and Economic Development Committee

101010 [Accept and Expend Grant - American Recovery and Re-Investment Act and Amendment to the Annual Salary Ordinance, FY2010-2011 - $1,670,000]

Sponsor: Mayor

Ordinance to retroactively accept and expect a grant in the amount of $1,670,000 from the U.S. Department of Energy through the County of Los Angeles and the Association of Bay Area Governments, and amending the Annual Salary Ordinance FY2010-2011 to reflect the addition of three positions in the Department of the Environment.

PASSED, ON FIRST READING by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Maxwell, seconded by Supervisor Daly, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Maxwell introduced, welcomed, and presented a Certificate of Honor to Katie King in recognition of her 100th birthday and for her accomplishments, continued community support, and designating August 6, 2010, as Katie King Day.

Supervisor Daly introduced, welcomed, and presented a Certificate of Honor to Jazzie Collins of the SoMa Stabilization Fund Citizen Advisory Committee in recognition of her five years of dedicated service as the first Chair of Fund and for her continued community support.

Supervisor Chiu introduced, welcomed, and presented a Certificate of Honor to Matt Reno and Paula Egan of the Aim High Program in recognition of the program's accomplishments and continued community support.

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Privilege of the floor was granted to Chris Punongbayan and Donna Levitt who shared in the loss of Joannie Chang.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library.
Marcello Muniz; expressed concerns relating to immigration reform.
Ray Hartz; expressed concerns relating to open government.
Walter Paulson; shared in song certain concerns with the Board.
John DiDonna; shared in poem certain concerns with the Board.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

101018 [Accept and Expend Grant - Ghana MARPS Size Estimation - $28,465]
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of $28,465 from the University of California San Francisco (UCSF), to participate in a program entitled "Ghana MARPS Size Estimation" for the period of April 1, 2010, through March 31, 2011.

Resolution No. 389-10

ADOPTED

101019 [Accept and Expend Grant - OCTAVE Capacity Building Workshop Series - $47,022]
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of $47,022 from the Public Health Foundation Enterprises, Inc. (PHFE), to participate in a program entitled "OCTAVE-Capacity Building Workshop Series" for the period of July 1, 2010, through December 31, 2011.

Resolution No. 380-10

ADOPTED

101020 [Accept and Expend Grant - Viral Load Study - $25,318]
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant in the amount of $25,318 from the Public Health Foundation Enterprises, Inc. (PHFE), to participate in a program entitled "Viral Load Study" for the period of April 1, 2010, through March 31, 2011.

Resolution No. 379-10

ADOPTED

101021 [Accept and Expend Grant - Special Work Assignment UNICEF - $30,965]
Sponsor: Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH) to accept and expend retroactively a grant in the amount of $30,965 from the United Nations Childrens Fund to support a project that will further understanding of the prevention of mother-to-child transmission of HIV for the period of June 18, 2010, through October 1, 2010.

Resolution No. 378-10

ADOPTED

101022 [Accept and Expend Grant - Recycling and Lunchroom Composting Programs - $18,000]

Sponsor: Mar

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $18,000 from Altamont Education Advisory Board to expand recycling and lunchroom composting programs at schools in San Francisco.

Resolution No. 377-10

ADOPTED

101023 [Accept and Expend Grant - GreenStacks Environmental Outreach Collaboration - $12,000]

Sponsor: Mar

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $12,000 from Altamont Education Advisory Board to support GreenStacks an environmental outreach collaboration between the Department of the Environment and the San Francisco Public Libraries.

Resolution No. 376-10

ADOPTED

101024 [Property Assessed Clean Energy Programs]

Sponsors: Mayor; Mar and Dufty

Resolution supporting Property Assessed Clean Energy programs and requesting San Francisco's Congressional representatives to work with the Federal Housing Finance agency to establish standardized underwriting criteria and safeguards to allow for the continuation of Property Assessed Clean Energy programs.

Resolution No. 382-10

ADOPTED

The foregoing items were acted upon by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File Nos. 100961 and 101012 be severed so that they may be considered separately.

100961 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 2, 2010, Election]

Motion authorizing preparation of written proponent and opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 2, 2010, Election. (Clerk of the Board)

Supervisor Daly, seconded by Supervisor Mar, moved that this Motion be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Daly, seconded by Supervisor Mar, moved that this Motion be AMENDED on Page 5, Line 9, deleting 'Mar.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Motion No. M10-126

APPROVED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

101012 [Approving the Fare Schedule for Golden Gate Pedicab]

Sponsor: Chiu

Resolution approving the fare schedule for Golden Gate Pedicab.

Supervisor Chiu, seconded by Supervisor Daly, moved that this Resolution be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution No. 372-10

ADOPTED AS AMENDED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Supervisor Alioto-Pier requested that File No. 101017 be severed so that it may be considered separately.

101017 [Supporting the Golden State Warriors Return to San Francisco]

Sponsors: Alioto-Pier; Elsbernd, Dufty, Maxwell, Mirkarimi, Chiu, Chu and Mar

Resolution supporting the Golden Gate Warriors return to San Francisco.

Supervisors Chu and Mar requested to be added as co-sponsors.

Supervisor Alioto-Pier, seconded by Supervisor Campos, AMENDED on Page 1, Line 1, replacing 'Gate' with 'State'; and on Line 3, replacing 'Gate' with 'State.' The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Resolution supporting the Golden State Warriors return to San Francisco.

Resolution No. 383-10

ADOPTED AS AMENDED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

IMPERATIVE AGENDA

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved ADOPTION of the commendatory finding. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

[Brown Act Finding]
Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

Supervisor Maxwell, seconded by Supervisor Mirkarimi, moved ADOPTION of the Brown Act finding. The motion carried by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

101050 [Commendation - American Bar Association]
Sponsors: Alioto-Pier; Dufty, Chiu, Mirkarimi and Maxwell
Resolution commending the American Bar Association on the occasion ot its 2010 Annual Meeting in San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to commending the Bar Association as referenced in File No. 101050. There were no speakers. The President declared public comment closed.

Supervisors Dufty, Chiu, Mirkarimi, and Maxwell requested to be added as co-sponsors.

Resolution No. 374-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

101049 [Commending Katie King]
Sponsor: Maxwell
Resolution commending Katie King on her 100th Birthday and declaring August 6, 2010, "Katie King Day" in San Francisco.

The President inquired as to whether any member of the public wished to address the Board relating to commending Katie King as referenced in File No. 101049. There were no speakers. The President declared public comment closed.

Resolution No. 371-10

ADOPTED by the following vote:

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

101053 [Zoning - Consistent Street Frontages Controls]
Sponsor: Mirkarimi
Ordinance amending the San Francisco Planning Code by amending Sections 124, 132.2, 144, 145, 145.1, 145.5, 150, 151.1, 155, 161, 186, 209.8, 210.3, 212, 231, 243, 253, and 253.2, and by repealing Sections 175.1, 175.2, 175.3, 175.4, 175.5, and 249.26, to create comprehensive and consistent street frontage controls for residential districts, to create consistent ground floor controls for industrial districts, to permit certain small corner commercial uses in RM-3 and RM-4 districts, to modify floor area ratio controls in the Van Ness Special Use District, to modify conditional use requirements for buildings over 40 feet in RM and RC districts, to amend the procedure for certain exceptions from off-street parking and loading requirements, and permit parking and loading exceptions to preserve historic buildings and landmark trees, and to make certain Planning Code controls consistent across C-3 Districts; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

08/03/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

101054 [Green Bag Charge]
Sponsor: Mirkarimi
Ordinance amending the San Francisco Environment Code by amending Section 1702, to clarify the definition of "checkout bag" and other terms; adding Section 1703.5, to require stores to add a Green Bag Charge of 5 cents if they provide a customer with a disposable, single-use checkout bag, and making environmental findings.

08/03/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 9/2/2010.

101055 [Plastic Bag Reduction]
Sponsor: Mirkarimi
Ordinance amending the San Francisco Environment Code by amending Section 1702, to extend the mandatory use of recyclable and compostable checkout bags from supermarkets and chain pharmacies, currently covered by Chapter 17, to all retail establishments in the City, and clarify the definitions of "checkout bag," "recyclable paper bag," and "reusable bag," setting an operative date of March 1, 2011, and making environmental findings.

08/03/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee.

101056 [Banning the Sale of Tobacco Products in Pharmacies]
Sponsors: Mar; Dufty and Maxwell
Ordinance amending the San Francisco Health Code by amending Sections 1009.91 and 1009.92, by repealing Section 1009.93, and by re-numbering Sections 1009.94, 1009.95, 1009.96, 1009.97, 1009.98, and 1009.99, as Sections 1009.93, 1009.94, 1009.95, 1009.96, 1009.97, and 1009.98, respectively, all to eliminate the exemptions for general grocery stores and big box stores from the general ban on the sale of tobacco products in pharmacies.

08/03/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

101057 [Health Care Services Master Plan]
Sponsors: Campos; Mar, Maxwell, Mirkarimi, Avalos, Chiu and Daly
Ordinance amending the San Francisco Planning Code by adding Sections 342 to 342.10 requiring the preparation of a Health Care Services Master Plan identifying the current and projected needs for, and locations of, health care services within San Francisco and recommending how to achieve and maintain appropriate distribution of, and equitable access to, such services; requiring that medical institutions applying for land use approvals obtain a consistency determination from the Planning Commission determining that the proposed use promotes the goals recommended in the Master Plan; providing fees for the consistency determination, and making findings, including findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1 and environmental findings.

08/03/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/2/2010.

101058 [Setting San Francisco's Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2010-2011]
Sponsor: Avalos
Ordinance providing revenue and levying property taxes for City and County purposes and establishing pass-through rate for residential tenants pursuant to Chapter 37 of the Administrative Code for the FY ending June 30, 2011.
(Fiscal Impact)

08/03/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101059 [Setting San Francisco Community College District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2010-2011]
Sponsor: Avalos
Ordinance providing revenue and levying property taxes for San Francisco Community College District purposes for the FY ending June 30, 2011.

08/03/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101060 [Setting San Francisco Unified School District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2010-2011]
Sponsor: Avalos
Ordinance providing revenue and levying property taxes for San Francisco Unified School District purposes for the FY ending June 30, 2011.

08/03/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101061 [Setting San Francisco Bay Area Rapid Transit District's Property Tax Rate to be Included in the City's Overall Property Tax Rate - FY2010-2011]

Sponsor: Avalos

Ordinance providing revenue and levying property taxes for San Francisco Bay Area Rapid Transit District purposes for the FY ending June 30, 2011.

08/03/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101062 [Updating Enforcement and Compliance Procedures for Nuisance]

Sponsor: Avalos

Ordinance amending the San Francisco Health Code Articles 6 and 11 by amending Sections 580, 581, 596, 599. and 600, and adding Sections 292.5, 596.5, 602.3, and 610 to: 1) add requirements for refuse collection and storage in multi-story residential facilities; 2) update nuisance definitions; 3) add potential attorneys' fees recovery for the prevailing party in those cases which the City elects to recover attorneys' fees; 4) require owners of rental property to provide contact information to the Department; 5) add civil penalties; and 6) expand administrative penalties and procedures.

08/03/10; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 9/2/2010.

101071 [Zoning - Temporary Uses and Mobile Food Facilities]

Sponsor: Dufty

Ordinance amending the San Francisco Planning Code by adding Section 102.31 to define a Mobile Food Facility, amending Section 205 and adding Section 205.4 to establish a new category of temporary uses, and amending Sections 212, 790.91, 790.93, and 890.90 to clarify that Mobile Food Facilities need not be conducted within enclosed buildings; adopting findings, including environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1.

08/03/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 9/2/2010.

101072 [Pushcart Peddlers and Operators Regulations]

Sponsor: Dufty

Ordinance amending the San Francisco Police Code and San Francisco Public Works Code by repealing Article 17.3 (Permit Regulations for Pushcart Peddlers) from the Police Code, transferring the regulations to a new Article 5.8 of the Public Works Code, commencing with Section 184.80, making nonsubstantive amendments to implement the transfer, and streamlining the notice and hearing procedures, adopting environmental findings.

08/03/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 9/2/2010.

101073 [Mobile Caterers Regulations]

Sponsor: Dufty

Ordinance amending the San Francisco Police Code and San Francisco Public Works Code by repealing Police Code Article 17.2, Sections 1320 through 1326 (Regulations for Mobile Caterers; Permit and License Provisions), transferring the regulations to a new Article 5.9 of the Public Works Code, commencing with Section 184.100, making other amendments to implement the transfer, including new fee and penalty provisions; streamlining the notice and hearing procedures; and adopting environmental findings.

08/03/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 9/2/2010.

101075 [Building Code - Development Fee Collection Procedure and Administrative Fee]
Sponsor: Mayor
Ordinance amending the San Francisco Building Code by amending Section 107A.13 to modify the method of calculating the development fee deferral surcharge rate and to clarify when a project sponsor may elect to defer the payment of development impact and in-lieu fees, adopting environmental finding.

08/03/10; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/2/2010.

101079 [Water Efficient Irrigation]
Sponsor: Mayor
Ordinance amending the San Francisco Administrative Code by repealing Chapter 63 in its entirety and adding Chapter 63, requiring the development and maintenance of landscape irrigation controls for specified new construction landscapes and landscape rehabilitation projects.

08/03/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/2/2010.

100041 [Personal Wireless Service Facility Site Permits and Associated Fees]
Sponsors: Avalos; Campos
Ordinance amending the San Francisco Public Works Code by adding Article 25, Sections 1500 through 1528, to establish new requirements for Personal Wireless Service Facility Site Permits and to increase certain fees for obtaining such permits, amending the San Francisco Administrative Code by amending Chapter 11, Article 1, Section 11.9, to eliminate obsolete provisions related to such permits, making the provisions of the ordinance retroactive, and making environmental findings.

01/12/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 2/12/2010.

01/19/10; REFERRED TO DEPARTMENT.

01/20/10; RESPONSE RECEIVED.

08/03/10; SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

Resolutions

101063 [California Constitution Appropriations Limit FY2010-2011]
Sponsor: Avalos
Resolution establishing the appropriations limit for FY2010-2011 pursuant to California Constitution Article XIII B.
(Fiscal Impact.)

08/03/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101064 [Accept and Expend Gift - Recreation and Park Department Buena Vista Park - $164,760]
Sponsor: Dufty
Resolution authorizing the Recreation and Park Department to retroactively accept and expend a gift-in-place valued at $164,760 from the San Francisco Conservation Corps to rehabilitate trails and retaining walls at Buena Vista Park.

08/03/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

101065 [Yosemite Creek Watershed Restoration Study]
Sponsor: Mirkarimi
Resolution urging the San Francisco Public Utilities Commission to study opportunities to restore the Yosemite Creek watershed.

08/03/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101066 [Eastern San Francisco Air Quality Study]
Sponsor: Mirkarimi
Resolution urging the San Francisco Department of Public Health, in conjunction with other local, state and federal agencies, to develop recommended actions the City could take to address air quality concerns in the eastern area of San Francisco.

08/03/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101067 [Supporting Assembly Bill 2324 Regarding Public Transit Facilities]
Sponsors: Chu; Chiu and Mar
Resolution supporting Assembly Bill 2324 regarding Public Transit Facilities, making it a misdemeanor for any person to knowingly possess specified weapons at a public transit vehicle facility.

08/03/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101068 [Declaring August 18, 2010, as San Francisco HIV Health Services Planning Council Day]
Sponsors: Dufty; Campos
Resolution declaring August 18, 2010, as San Francisco HIV Health Services Planning Council Day in San Francisco.

08/03/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101070 [Gift Acceptance - Building Bocce Courts in Justin Herman Plaza - $61,000]
Sponsor: Chiu
Resolution authorizing the Recreation and Park Department to accept a gift of labor and construction materials with a value of $61,000 from the Laborers Local 261 Community and Training Foundation to build two bocce courts on the lawn in Justin Herman Plaza.

08/03/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101074 [Accept and Expend Grant - Palace of Fine Arts Historical Landscape and Park Improvements - $500,000]
Sponsor: Alioto-Pier
Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant administered by the California State Library California Cultural and Historical Endowment in the amount of $500,000 for the Palace of Fine Arts historical landscape and park improvement.

08/03/10; RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

101076 [Apply For State Used Oil Payment Program]
Sponsor: Mayor
Resolution authorizing the Department of the Environment to apply for the annual Used Oil Payment Program from the California Department of Resources Recycling and Recovery for the purpose of increasing Used Motor Oil Recycling.

08/03/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101077 [Federal Emergency Operations Center Grant Administered by California Emergency Management Agency]
Sponsor: Mayor
Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of the California, any applications or agreements and to take any actions necessary to obtain federal financial assistance through the federal Emergency Operations Center grant administered by the California Emergency Management Agency.

08/03/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101081 [Candlestick Point - Hunters Point Shipyard Phase II Development Project - Involvement of Ohlone and other Native American Peoples]
Sponsors: Maxwell; Mar and Campos
Resolution urging the City Planning Department and Redevelopment Agency to establish specific protocols for ongoing collaboration with representatives of the Ohlone Peoples and other Native American groups for the redevelopment of Candlestick Point and the Hunters Point Shipyard.

08/03/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Motion

101069 [Waiving Board Rule 4.29 of the Rules of Order to Schedule Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. at the September 7, 2010, Board Meeting]
Motion waiving Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. rather than 4:00 p.m. at the September 7, 2010, Board meeting. (Clerk of the Board)

08/03/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Introduced by the President at the Request of a Department

PROPOSED RESOLUTIONS

101002 [Airport Concession Lease with Host International, Inc.]
Resolution approving the Terminal 2 Newsstands, Coffee, and Specialty Stores Lease between Host International, Inc., and the City and County of San Francisco, acting by and through its Airport Commission. (Airport Commission)

07/23/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101003 [Settlement of Grievance - Bruce Dunlap - $57,500]
Resolution authorizing the settlement of the grievances (ERD No. 45-09-1973 and ERD No. 45-09-1964) filed by International Federation of Professional and Technical Engineers, Local 21 (Union) on behalf of Grievant, Bruce Dunlap, against the City and County of San Francisco for $57,500. (City Attorney)

07/26/10; RECEIVED AND ASSIGNED to Rules Committee.

101004 [Lease and License of Real Property at 1 Dr. Carlton B. Goodlett Place, Ground Floor Café and North Light Court]
Resolution authorizing the lease of 1,426 square feet of space, a license of 2,400 square feet and the shared use space of 1,360 square feet to the Elias M. Nasra and Family Partnership, a California general partnership, in City Hall located at 1 Dr. Carlton B. Goodlett Place. (Real Estate Department)

07/26/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily
Northwest corner of Hayes and Gough

City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

747 Webster
749 Webster
743 Grove
438 Buchanan, on Oak side
421 Laguna
201 Buchanan
1550 Steiner
Western Addition Library, on Geary side
501 Fillmore
1701 Waller
1312 Haight
1146 Oak

160 Pierce, on Haight side
591 Haight

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood Pole
Southeast corner of Fell and Fillmore
Near 430 Fillmore

Metal Pole
Northwest corner of Laguna and Fell
Southwest corner of Hayes and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Utility Boxes
Southwest corner of Eddy and Webster
Southeast corner of Divisadero and McAllister
Southwest corner of Page and Steiner
Northeast corner of Geary and Scott
Southeast corner of Masonic and Fulton
West of 1130 Oak
Southwest corner of Steiner and Haight

Bus Shelters
Southwest corner of Haight and Buchanan
Southwest corner of Divisadero and McAllister
Southwest corner of Fillmore and Oak
Southwest corner of Fillmore and Hayes
Southeast corner of Masonic and Fulton
Southwest corner of Hayes and Broderick
Fillmore and Haight (all 4 bus stops, graffiti and grime)

Fire Hydrant
Northwest corner of Oak and Fillmore

Emergency Boxes
Southwest corner of Grove and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Garbage Cans
Northeast corner of Fillmore and Oak
Northeast corner of Geary and Scott
On Haight between Central and Masonic, south side of street

Mailbox
Northwest corner of McAllister and Steiner

From: Supervisor Mirkarimi
To: Chief George Gascon, San Francisco Police Department
Requesting/Inquiring: Requesting the San Francisco Police Department to provide crime and arrest statistics for Part 2 crimes and other Quality of Life crimes, including the following breakdowns:

By month
By year
By district station
Citywide

In Memoriams

Kayo Hamada Tong - Supervisor Mar
Shui S. Louie - Supervisors Chiu and Chu
Joannie Chang - Entire Board
John Coleman Mulkern - Supervisors Dufty and Chu
Milivoy Mikovich - Supervisors Dufty and Chu

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 5:10 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 14, 2010.

Angela Calvillo, Clerk of the Board

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

MEETING MINUTES

GOVERNMENT
DOCUMENTS DEPT

DEC 16 2011

SAN FRANCISCO
PUBLIC LIBRARY

Tuesday, August 10, 2010 - 2:00 PM

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Regular Meeting

DAVID CHIU, PRESIDENT
MICHELA ALIOTO-PIER, JOHN AVALOS, DAVID CAMPOS, CARMEN CHU, CHRIS DALY, BEVAN DUFTY, SEAN ELSBERND, ERIC MAR, SOPHIE MAXWELL, ROSS MIRKARIMI

Angela Calvillo, Clerk of the Board

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Avalos, Mirkarimi, Elsbernd	Wednesday 11:00 AM
City and School District Select Committee Supervisors Dufty, Alioto-Pier, Daly, Fewer, Kim, Mendoza	2nd and 4th Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors Chu, Avalos, Dufty	2nd and 4th Monday 10:30 AM
Government Audit and Oversight Committee Supervisors Mar, Chu, Maxwell	2nd and 4th Thursday 10:30 AM
Land Use and Economic Development Committee Supervisors Maxwell, Mar, Chiu	Monday 1:00 PM
Public Safety Committee Supervisors Chiu, Mirkarimi, Elsbernd	1st and 3rd Monday 10:00 AM
Rules Committee Supervisors Campos, Alioto-Pier, Mar	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair of the Committee.

Members Present: Michela Alioto-Pier, David Campos, David Chiu, Carmen Chu, Chris Daly, Bevan Dufty, Sean Elsbernd, Eric Mar, Sophie Maxwell and Ross Mirkarimi

ROLL CALL AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 2:09 p.m. On the call of the roll, Supervisor Avalos was noted absent. There was a quorum.

Supervisor Avalos Excused from Voting

Supervisor Mirkarimi, seconded by Supervisor Elsbernd, moved that Supervisor Avalos be excused from voting. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

Excused: 1 - Avalos

AGENDA CHANGES

There were none.

COMMUNICATIONS

There were none.

CONSENT AGENDA

Recommendations of the Budget and Finance Committee

100968 [Accept and Expend Grant - Recreation and Park Department - Mission Dolores Park - $1,500,000]

Sponsor: Dufty

Resolution accepting and expending a gift, valued not less than $1,500,000 from the Friends of Dolores Park Playground and the Mercer Fund to the Recreation and Park Department for the renovation of the children's playground at Mission Dolores Park.

Resolution No. 398-10

ADOPTED

100969 [Approval of the Issuance of Tax-Exempt Revenue Obligations - Brandeis Hillel Day School - Not to Exceed $11,500,000]

Sponsor: Elsbernd

Resolution approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed $11,500,000 among other things, to refinance various capital facilities owned by Brandeis Hillel Day School and to determine other matters related thereto.

Resolution No. 393-10

ADOPTED

100970 [Approving the Issuance of Tax-Exempt Revenue Obligations - The Urban School of San Francisco - Not to Exceed $8,000,000]

Sponsor: Mirkarimi

Resolution approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed $8,000,000 among other things, to refinance various capital facilities owned by The Urban School of San Francisco and to determine other matters related thereto.

Resolution No. 409-10

ADOPTED

101013 [Accept and Expend Grant - The STOP Study - $166,666]

Sponsors: Dufty; Campos

Resolution authorizing the San Francisco Department of Public Health to accept and expend retroactively a grant from the Centers for Disease Control and Prevention in the amount of $166,666 to fund the STOP Study for the period June 15, 2010, through June 14, 2011.

Supervisor Campos requested to be added as a co-sponsor.

Resolution No. 408-10

ADOPTED

101014 [Accept and Expend Grant - San Francisco Pedestrian Safety Project - $200,000]

Sponsor: Dufty

Resolution authorizing the San Francisco Department of Public Health to accept and expend a grant from the California Office of Traffic Safety in the amount of $200,000 to fund the San Francisco Pedestrian Safety Project for the period of October 1, 2010, through September 30, 2011.

Resolution No. 410-10

ADOPTED

Recommendation of the Land Use and Economic Development Committee

101010 [Accept and Expend Grant - American Recovery and Re-Investment Act and Amendment to the Annual Salary Ordinance, FY2010-2011 - $1,670,000]
Sponsor: Mayor
Ordinance to retroactively accept and expect a grant in the amount of $1,670,000 from the U.S. Department of Energy through the County of Los Angeles and the Association of Bay Area Governments, and amending the Annual Salary Ordinance FY2010-2011 to reflect the addition of three positions in the Department of the Environment.

Ordinance No. 226-10

FINALLY PASSED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the City Operations and Neighborhood Services Committee

100641 [Expend Grant - California Department of Toxic Substances Control and Amendment to the Annual Salary Ordinance, FY2010-2011 - $74,500]
Sponsor: Chu
Ordinance authorizing the Department of the Environment to expend a grant in the amount of $74,500 from the California Department of Toxic Substances Control to coordinate the Green Business tracking and measurement tool and amending Ordinance No. 183-09 to reflect the addition of one (1) grant funded position at the Department of the Environment.

Ordinance No. 225-10

FINALLY PASSED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

Recommendation of the Public Safety Committee

100879 **[Increasing Penalties for Certain Crimes Committed on Municipal Transportation Agency Vehicles, Platforms or in Bus Zones]**
Sponsors: Chu; Chiu, Mar, Maxwell, Dufty and Mirkarimi
Ordinance amending the San Francisco Police Code by consolidating Sections 122 and 123 and amending former Section 123 and Section 1291, to increase from $500 to $1,000 the maximum allowable fine for the crimes of aggressive pursuit and of loitering while carrying a concealed weapon, where the violation occurs on vehicles, platforms or bus zones of the Municipal Transportation Agency, and urging "non-custodial" dispositions for juvenile violators.

Ordinance No. 227-10

FINALLY PASSED by the following vote:

Ayes: 9 - Alioto-Pier, Campos, Chiu, Chu, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Noes: 1 - Daly
Excused: 1 - Avalos

NEW BUSINESS

Recommendations of the Budget and Finance Committee

100919 **[Authorizing the Sheriff's Department to Amend its Contract with ARAMARK Correctional Services, LLC for Jail Food Services - Not to Exceed $30,500,000]**
Resolution authorizing the Sheriff's Department to retroactively enter into a Third Amendment to the Agreement between the City and County of San Francisco and ARAMARK Correctional Services, LLC, to increase the contract amount from $22,885,229 to an amount not to exceed $30,500,000 and to extend the contract term to June 30, 2012. (Sheriff)
(Fiscal Impact.)

Resolution No. 407-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100924 [Loan from the Metropolitan Transportation Commission to Expand the Scope of the SFpark Pilot Projects - $22,000,000]

Sponsor: Mirkarimi

Resolution approving a loan agreement between the City and County of San Francisco, through the San Francisco Municipal Transportation Agency, and the Metropolitan Transportation Commission for $22,000,000 of Congestion Mitigation and Air Quality Improvement funding to be repaid by the San Francisco Municipal Transportation Agency over a five year period with parking-related revenues.

Resolution No. 392-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100930 [Expend Grant - Adopting California Environmental Quality Act Findings and Authorizing Grant Expenditure for Cesar Chavez Sewer System Improvement Project - $477,900]

Sponsor: Mayor

Resolution adopting findings under the California Environmental Quality Act, CEQA Guidelines, and San Francisco Administrative Code Chapter 31, including the adoption of a mitigation monitoring and reporting program, related to the funding of Project No. CENMSCIC11, Cesar Chavez Sewer System Improvement, directing the Clerk of the Board of Supervisors to notify the Controller of this action, and authorizing the San Francisco Public Utilities Commission to expend a grant in the amount of $477,900 from the U.S. Environmental Protection Agency through the Department of the Interior, Environment, and Related Agencies Appropriation Act of 2006.

Resolution No. 411-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100964 [Approval of Contract and Accept and Expend Grant - Fire and Emergency Medical Services to the Presidio Trust]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Fire Department to enter into a ten year agreement with the Presidio Trust to provide fire and emergency medical services to portions of the Presidio under the Trust's jurisdiction, with the Trust reimbursing the Fire Department for those services and to accept and expend funds provided to the Fire Department by the Trust as reimbursement for services provided under that agreement.

Resolution No. 396-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100965 [Approval of Contract and Accept and Expend Grant - Fire and Emergency Medical Services to National Park Service Managed Areas]
Sponsor: Alioto-Pier
Resolution authorizing the San Francisco Fire Department to enter into a ten year agreement with the National Park Service to provide fire and emergency medical services to National Park Service managed areas within San Francisco, with National Park Service reimbursing the Fire Department for those services, and to accept and expend funds provided to the Fire Department by the National Park Service as reimbursement for services provided under that agreement. (Fiscal Impact.)

Resolution No. 395-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100966 [Approving the Hiring of Displaced Federal Firefighters]
Sponsor: Alioto-Pier
Resolution approving the hiring of permanent career civilian federal firefighters displaced by the closure of the National Park Service Fire Station in the Presidio, pursuant to the authority granted by California Government Code Section 53270.

Resolution No. 391-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

Recommendations of the Land Use and Economic Development Committee

100434 [Castro Street Neighborhood Commercial District - Conditional Use Requirements for Restaurants and Self-Service Specialty Food Establishments]
Sponsor: Dufty
Ordinance amending the San Francisco Planning Code by amending Section 715.1 and Sections 715.42, 715.43, 715.44, and 715.69A of the Zoning Control Table to allow new full-service and small self-service restaurants with a conditional use authorization, to permit self-service specialty food establishments as of right, and to prohibit all large fast food establishments; adopting findings, including environmental findings; amending Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

101015 [Sewer Line Relocation Agreement with San Francisco State University]
Sponsor: Elsbernd

Resolution approving and authorizing the Sewer Line Relocation Agreement between the San Francisco Public Utilities Commission, on behalf of the City and County of San Francisco, and San Francisco State University to relocate an existing sanitary sewer and storm drain easement on Assessor's Block No. 7304-001 (part of the University campus) and portions of Font Boulevard and Lake Merced Boulevard in San Francisco; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the Relocation Agreement is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution.

Resolution No. 394-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

SPECIAL ORDER 3:30 P.M. - Recognition of Commendations

Privilege of the Floor

Supervisor Alioto-Pier, seconded by Supervisor Chu, moved to suspend Rule 4.37 of the Rules of Order of the Board of Supervisors to grant privilege of the floor to the following guests. The motion carried by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

Supervisor Alioto-Pier introduced, welcomed, and presented a Certificate of Honor to Presidio Knolls Preschool in recognition of their thriving mandarin immersion pre-school in the Cow Hollow area.

Supervisor Alioto-Pier introduced, welcomed, and presented a Certificate of Honor to LaVaughn Kellum King in recognition of her accomplishments on the Mental Health Board and continued community support.

Supervisor Chu introduced, welcomed, and presented a Certificate of Honor to Dave Dinslage of the Recreation and Park Department in recognition of his 38 years of service upon his retirement. Anita Ayala, Lollita Chow, and Male Speaker shared in his commendation.

COMMITTEE REPORTS

Recommendations of the Rules Committee

100954 [Settlement of Lawsuit - Ricardo Rodriguez - $30,000]

Ordinance authorizing settlement of the lawsuit filed by Ricardo Rodriguez against the City and County of San Francisco for $30,000; the lawsuit was filed on February 19, 2009, in San Francisco Superior Court, Case No. CGC09-485133; entitled Ricardo Rodriguez v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100955 [Settlement of Lawsuit - Stanislaus Imports - $245,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Stanislaus Imports against the City and County of San Francisco for $245,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100956 [Settlement of Lawsuit - Monte and Joanne Stott and Stott and Associates, Inc. - $32,000]

Ordinance authorizing settlement of the portion of the lawsuit filed by Monte and Joanne Stott and Stott and Associates, Inc. against the City and County of San Francisco for $32,000; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al. v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100957 [Settlement of Lawsuit - Yanick Constant - $32,500]

Ordinance authorizing settlement of the lawsuit filed by Yanick Constant against the City and County of San Francisco for $32,500; the lawsuit was filed on April 21, 2008, in San Francisco Superior Court, Case No. 474485; entitled Yanick Constant v. City and County of San Francisco, et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100958 [Settlement of Lawsuit - Icenogle IMR Joint Venture - $1,330,000]

Ordinance authorizing settlement of the lawsuit filed by Icenogle IMR Joint Venture against the City and County of San Francisco for $1,330,000; the lawsuit was filed on September 24, 2007, in San Francisco County Superior Court, and subsequently transferred to Alameda County Superior Court, Case No. RG08391219; entitled Icenogle IMR Joint Venture v. City and County of San Francisco, et al.; other material terms of said settlement are: (1) mutual releases except for latent defects, (2) dismissal of all complaints and cross-complaints with prejudice, (3) each side to bear its own attorneys fees and costs, and (4) plaintiff to be responsible for resolving outstanding stop notices. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100960 [Settlement of Lawsuit - CCSF v. Underground Construction Co., et al. - City to Receive - $29,000]

Ordinance authorizing settlement of the lawsuit filed by City and County of San Francisco against Underground Construction Co., et al. by accepting the payment of $29,000 to the City and County of San Francisco; $23,200 from Underground Construction Co. and $5,800 from State Farm; the lawsuit was filed on February 24, 2009, in San Francisco Superior Court, Case No. CGC-09-485059; entitled City and County of San Francisco, et al., v. Underground Construction Co., et al. (City Attorney)

PASSED, ON FIRST READING by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100994 [Appointment, Municipal Transportation Agency Board of Directors - Cheryl Brinkman]

Resolution confirming the appointment of Cheryl Brinkman to the Municipal Transportation Agency Board of Directors, for the term ending March 1, 2014. (Mayor)

Resolution No. 405-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100996 [Reappointment, Board of Appeals - Michael Garcia]

Motion approving the Mayor's reappointment of Michael Garcia to the Board of Appeals, for the term ending July 1, 2014. (Clerk of the Board)
(Section 4.106 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - 7/13/10.)

Motion No. M10-127

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100998 [Reappointment, Entertainment Commission - John Newlin]

Motion approving the Mayor's nomination for reappointment of John Newlin to the Entertainment Commission, for the term ending July 1, 2014. (Clerk of the Board)
(Section 4.117 of the City Charter provides that this nomination is subject to approval by the Board of Supervisors and shall be the subject of a public hearing and vote within 60 days from the date the nomination is transmitted to the Clerk of the Board. If the Board fails to act on the nomination within 60 days of the date the nomination is transmitted to the Clerk then the nominee shall be deemed approved. Transmittal date - 7/20/10.)

Motion No. M10-128

APPROVED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

Recommendations of the City Operations and Neighborhood Services Committee

100155 [Liquor License Transfer - 612 Kearny Street]

Resolution determining that the transfer of a Type 21 Off-Sale General Liquor License from 605 Kearny Street to 612 Kearny Street (District 3) to David C. Huang for David's Food Store will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 412-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100914 [Liquor License Transfer - 690 Stanyan Street]

Resolution determining that the transfer of a Type 20 Off-Sale Beer and Wine Liquor License from 880 Harrison Street to 690 Stanyan Street (District 5) to Joseph N. Rogoff for Whole Foods Market California Inc., dba Whole Foods Market will serve the public convenience or necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Resolution No. 413-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

101064 [Accept and Expend Gift - Recreation and Park Department Buena Vista Park - $164,760]

Sponsor: Dufty

Resolution authorizing the Recreation and Park Department to retroactively accept and expend a gift-in-place valued at $164,760 from the San Francisco Conservation Corps to rehabilitate trails and retaining walls at Buena Vista Park.

Resolution No. 397-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

101074 [Accept and Expend Grant - Palace of Fine Arts Historical Landscape and Park Improvements - $500,000]

Sponsor: Alioto-Pier

Resolution authorizing the San Francisco Recreation and Park Department to accept and expend a grant administered by the California State Library California Cultural and Historical Endowment in the amount of $500,000 for the Palace of Fine Arts historical landscape and park improvement.

Resolution No. 414-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

Recommendations of the Land Use and Economic Development Committee

100971 [Accept and Expend Grant - Lowe's Local Hiring Agreement - $750,000]

Sponsor: Mayor

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $750,000 from Lowe's HIW, Inc., to plan and manage an employment program.

Resolution No. 390-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100972 [Accept and Expend Grant - Office of Economic and Workforce Development - Green Jobs - $400,000]

Sponsor: Mayor

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $400,000 from Wal-Mart Foundation to plan and manage an employment program.

Resolution No. 401-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100973 [Accept and Expend Grant - Office of Economic and Workforce Development - California's Low Income Energy Efficiency Program - $100,000]

Sponsors: Mayor; Maxwell

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $100,000 from the California Public Utilities Commission to support CityBuild's implementation of California's Low Income Energy Efficiency Program in San Francisco.

Resolution No. 400-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

100974 [Accept and Expend Grant - Office of Economic and Workforce Development - CityBuild Program - $200,000]

Sponsors: Mayor; Maxwell

Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of $200,000 from the Evelyn and Walter Haas, Jr., Fund to support the CityBuild Program.

Resolution No. 399-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

101011 [Accept and Expend Grant - Diesel Emissions Reduction Act - Pier 27 Shoreside Power - $1,000,000]

Sponsors: Alioto-Pier; Chiu

Resolution authorizing the San Francisco Port Commission to accept and expend a grant from the U.S. Environmental Protection Agency in the amount of $1,000,000 under the Diesel Emissions Reduction Act, to assist in the installation of a shoreside power facility for cruise ships at Pier 27.

Resolution No. 406-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

ROLL CALL FOR INTRODUCTIONS

See Legislation Introduced below.

Supervisor Alioto-Pier was noted absent at 2:42 p.m., and was noted present at 2:56 p.m.
Supervisor Daly was noted absent at 2:46 p.m., and was noted present at 3:25 p.m.
Supervisor Mar was noted absent at 2:58 p.m., and was noted present at 3:07 p.m.

PUBLIC COMMENT

Abdallah Megahed; expressed various concerns.
James Chaffee; expressed concerns relating to the SF Public Library and public comment.
Ernestine Weiss; expressed concerns relating to public advertising.
Paulette Brown; expressed concerns relating to human services and solving child homicides and violence in the community.
Mattie Scott; expressed concerns relating to funding for The Health Circle.
Ray Hartz; expressed concerns relating to government.
Walter Paulson; shared in song certain concerns with the Board.
Jamie Whitaker; expressed concerns relating to bocce courts in Justin Herman Plaza.
Female Speaker; expressed concerns relating to funding for youth training.
Arletta Jackson; expressed concerns relating to foster care funding.
Tony Serta; expressed concerns relating to acknowledgement for Indigenous People of San Francisco.
Carla; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Luther Candelaria; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Desiree; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Lilly Wyatt; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Male Speaker; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Jeff Gonzalez; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Rose Estrata; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Sophie; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Ewen McClain; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Ann Marie Sayers; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Mary Jean Robertson; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Michelle Lee; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Richard Sandrell; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Male Speaker; expressed concerns relating to acknowledgement of Indigenous People of San Francisco.
Adelle Wilson; expressed concerns relating to public access.
Ace Washington; expressed concerns relating to acknowledgement of African-American people of San Francisco.
David Miles; expressed concerns relating to bocce courts in Justin Herman Plaza.
Mike Rocco; spoke regarding the City Hall Fellows project.
Catherine Howard; expressed concerns relating to public process.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

101067 [Supporting Assembly Bill 2324 Regarding Public Transit Facilities]
Sponsors: Chu; Chiu and Mar
Resolution supporting Assembly Bill 2324 regarding Public Transit Facilities, making it a misdemeanor for any person to knowingly possess specified weapons at a public transit vehicle facility.

Resolution No. 403-10

ADOPTED

101068 [Declaring August 18, 2010, as San Francisco HIV Health Services Planning Council Day]
Sponsors: Dufty; Campos
Resolution declaring August 18, 2010, as San Francisco HIV Health Services Planning Council Day in San Francisco.

Resolution No. 416-10

ADOPTED

101076 [Apply For State Used Oil Payment Program]
Sponsor: Mayor
Resolution authorizing the Department of the Environment to apply for the annual Used Oil Payment Program from the California Department of Resources Recycling and Recovery for the purpose of increasing Used Motor Oil Recycling.

Resolution No. 404-10

ADOPTED

101077 [Federal Emergency Operations Center Grant Administered by California Emergency Management Agency]
Sponsor: Mayor
Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of the California, any applications or agreements and to take any actions necessary to obtain federal financial assistance through the federal Emergency Operations Center grant administered by the California Emergency Management Agency.

Resolution No. 415-10

ADOPTED

101069 [Waiving Board Rule 4.29 of the Rules of Order to Schedule Public Hearing(s) on Appeal(s) at 2:30 p.m. instead of 4:00 p.m. at the September 7, 2010, Board Meeting]

Motion waiving Board Rule 4.29 of the Rules of Order of the Board of Supervisors to provide that public hearing(s) on appeal(s) shall be scheduled at 2:30 p.m. rather than 4:00 p.m. at the September 7, 2010, Board meeting. (Clerk of the Board)

Motion No. M10-129

APPROVED

101078 [Final Map 3668 - 805 Rutland Street and 199 Leland Avenue]

Motion approving Final Map 3668, a Six Residential Unit and One Commercial Unit Mixed-Use Condominium Project, located at 805 Rutland Street and 199 Leland Avenue being a subdivision of Lot No. 016 in Assessors Block No. 6251 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M10-130

APPROVED

101080 [Final Map 5785 - 5800 Third Street]

Motion approving Final Map 5785, a Three Lot Subdivision, Lot 1 being a 142 Unit Mixed-Use Condominium Project and Lot 2 being a 102 Unit Residential Condominium Project, located at 5800 Third Street being a subdivision of Lot No. 001 in Assessors Block No. 5431A and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

Motion No. M10-131

APPROVED

The foregoing items were acted upon by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

Severed from the For Adoption Without Committee Reference Agenda

Supervisor Chiu requested that File No. 101070 be severed so that it may be considered separately.

101070 [Gift Acceptance - Building Bocce Courts in Justin Herman Plaza - $61,000]
Sponsor: Chiu

Resolution authorizing the Recreation and Park Department to accept a gift of labor and construction materials with a value of $61,000 from the Laborers Local 261 Community and Training Foundation to build two bocce courts on the lawn in Justin Herman Plaza.

REFERRED to the Land Use and Economic Development Committee

Supervisor Maxwell requested that File No. 101081 be severed so that it may be considered separately.

101081 [Candlestick Point - Hunters Point Shipyard Phase II Development Project - Involvement of Ohlone and other Native American Peoples]
Sponsors: Maxwell; Mar and Campos
Resolution urging the City Planning Department and Redevelopment Agency to establish specific protocols for ongoing collaboration with representatives of the Ohlone Peoples and other Native American groups for the redevelopment of Candlestick Point and the Hunters Point Shipyard.

Supervisors Mar and Campos requested to be added as co-sponsors.

Resolution No. 402-10

ADOPTED by the following vote:

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi
Excused: 1 - Avalos

IMPERATIVE AGENDA

There were none.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Ordinances

101091 [Planning Code - Requiring Conditional Use Authorization for "Other Entertainment Uses" in the Van Ness Avenue Special Use District]
Sponsor: Alioto-Pier
Ordinance amending Section 243 of the San Francisco Planning Code to require conditional use authorization for "Other Entertainment Uses" in the Van Ness Avenue Special Use District; adopting findings, including findings under Section 302 of the Planning Code, environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/9/2010.

101092 [Task Force on Police/Sheriff Consolidation]
Sponsor: Daly
Ordinance amending the San Francisco Administrative Code by adding Chapter 46, Sections 46.1 though 46.5, to: (1) create a Task Force on Police/Sheriff Consolidation to make recommendations to the Board of Supervisors regarding whether to transfer the Police Department's functions, assets, and operations to the Sheriff; provide for the Task Force's membership, organization, and duties; and (2) set a sunset date for the Task Force.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/9/2010.

101093 [Zoning - South of Market Youth and Family Special Use District]
Sponsor: Daly
Ordinance amending the San Francisco Planning Code by amending Section 249.40A concerning the South of Market (SoMa) Youth and Family Special Use District, bounded generally by Natoma Street on the north, Harrison Street on the south, 4th Street on the east, and 7th Street on the west, to require that all projects containing 5 or more dwelling units be subject to the Tier C affordable housing requirements established in the Eastern Neighborhoods Plan; and adopting environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

08/10/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/9/2010.

101094 [Child Care Centers for City Projects and City-Funded Private Projects]
Sponsors: Dufty; Alioto-Pier
Ordinance amending the San Francisco Administrative Code by adding Chapter 29B to require a City agency, or a private developer that receives City funds for a development project, as defined, to prepare a feasibility study for providing an on-site child care center whenever it plans to construct or purchase a building, lease more than 50 percent of space in a private building for an initial term of more than one year, or alter more than 50 percent of the space in an existing building; adopting findings, including environmental findings.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/9/2010.

101095 [Planning Code - Affordable Housing Program Exemption for Qualified Student Housing]
Sponsor: Dufty
Ordinance amending the Residential Inclusionary Affordable Housing Program, Planning Code Sections 415 et seq. to exempt certain Qualified Student Housing Projects, as defined, if the project meets certain requirements; and making findings including environmental findings.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/9/2010.

101096 [Setting Nutritional Standards for Restaurant Food Sold Accompanied by Toys or Other Youth Focused Incentive Items]
Sponsors: Mar; Campos and Chiu
Ordinance amending Article 8 of the San Francisco Health Code by adding Sections 471.1 through 471.8, to set nutritional standards for restaurant food sold accompanied by toys or other youth focused incentive items.

08/10/10; ASSIGNED UNDER 30 DAY RULE to City Operations and Neighborhood Services Committee, expires on 9/9/2010.

101097 [Creation and Operation of Reentry Court]
Sponsor: Mirkarimi
Ordinance amending Administrative Code Chapter 5, Article I, Section 5.1-4, to require the Reentry Council to collaborate with the Superior Court on the creation and operation of a Reentry Court to divert parolees and probationers from prison and to promote the successful transition of parolees and probationers into the community and to require certain City departments to create a plan to provide supportive services in conjunction with the Reentry Court, and amending Section 5.1-6, to extend the date of sunset for the Reentry Council until June 1, 2012.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Public Safety Committee, expires on 9/9/2010.

101098 [Electronic Distribution of Multi-Page Documents]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Administrative Code by amending Sections 1.56 and 8.12.4, adding Section 8.12.5, and re-numbering Section 8.12-1 as 8.13, to provide for the electronic distribution of documents more than 10 pages long prepared by City departments.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/9/2010.

101099 [Business and Tax Regulations Code - Common Administrative Provisions; Parking Tax; Business Registration]

Sponsors: Mirkarimi; Dufty

Ordinance amending: (1) the San Francisco Business and Tax Regulations Code by: (a) repealing Sections 6.11-4, 6.14-1, and 6.18-4 and amending Sections 6.1-1, 6.2-8, 6.2-9, 6.2-13, 6.2-15, 6.2-17, 6.2-18, 6.2-21, 6.4-1, 6.5-2, 6.6-1, 6.7-1, 6.7-2, 6.8-1, 6.9-1, 6.9-2, 6.9-3, 6.9-4, 6.9-5, 6.10-1, 6.10-2, 6.10-3, 6.11-1, 6.11-2, 6.11-3, 6.12-2, 6.12-5, 6.13-1, 6.13-3, 6.13-5, 6.13-6, 6.15-1, 6.15-2, 6.15-3, 6.15-4, 6.16-1, 6.17-1, 6.17-2, 6.17-3, 6.17-4, 6.18-1, 6.18-2, 6.18-3, 6.18-5, 6.19-1, 6.19-3, 6.19-4, 6.19-5, 6.19-6, 6.19-9, 6.21-1, and 6.22-1 of Article 6 (Common Administrative Provisions), to eliminate inconsistent and superseded cross-references, prohibit an operator from engaging in business without a certificate of authority, require annual renewal of a certificate of authority to collect third-party taxes, authorize the Tax Collector to revoke an operator's business registration certificate and certificate of authority for failure to collect and remit taxes, failure to comply with specific provisions of the Business and Tax Regulations Code and Police Code, failure to install and maintain revenue control equipment, or refusal to comply with the direction regarding trust accounts, increase bond requirements for parking station operators, authorize the Tax Collector to issue a deficiency determination or jeopardy determination against a parking operator's bond surety, deem the filing an incomplete tax return failure to file a return, clarify that a tax exempt entity is not relieved from its existing duty to collect and remit third-party taxes, require that within 15 days after the cessation of business each taxpayer file a return for the period, eliminate the use of estimated prepayments and instead require hotel and parking operators to remit the actual tax owed each month, permit the Tax Collector to independently determine the taxpayer's estimated tax liability for purposes of making a prepayment, increase the threshold amount for small firm prepayments from $2,500 to $3,750 establish the "pooled rate" as the applicable rate of interest on cash security returned to a taxpayer, provide for service of notice of a tax delinquency or determination on anyone in the State of California, clarify the date by which a deficiency determination must be served on a taxpayer, permit the Tax Collector to seek summary judgment immediately upon serving notice of a jeopardy determination on the taxpayer, establish the security necessary to stay enforcement of a jeopardy assessment, provide that any ground that is not asserted in the taxpayer's petition for redetermination is deemed waived in a later judicial proceeding to collect the specified tax, establish the procedure for increasing the amount of a determination, specify that in order to exhaust administrative remedies prior to seeking judicial relief taxpayer must state all grounds supporting redetermination in its petition to the Tax Collector and the Claim for Refund must be denied or deemed denied, clarify the proper party to seek a tax refund, provides for interest to the date of the refund if a refund is applied toward a future liability, clarify the statute of limitations period for filing suit if no notice that the Claim has been denied is served on the Taxpayer, clarify that a refund action is the only judicial remedy available to an aggrieved taxpayer, increase penalties for failure to file a return, clarify the law that determines the interest rate and enforcement procedures for summary judgments, include additional costs in the cost to enforce judgments, authorize the Tax Collector to seek an injunction to prohibit a person from doing business without a certificate of authority or business registration certificate, add additional violations, increase penalty amounts, and amend the procedure for issuing administrative citations, increase the maximum penalty amount imposed by administrative citation from $5,000 to $25,000 annually, authorize the Tax Collector to share taxpayer information with other public agencies for appropriate purposes, and reword various sections without substantive change; (b) amending Sections 604 of Article 9 (Tax on Occupancy of Parking Space in Parking Stations), 713 of Article 10 (Utility Users Tax), and 859 of Article 12 (Business Registration), to lengthen the time period that service suppliers must preserve records from 4 years to 5 years, and reword various sections without substantive change; (c) repealing Sections 608 through 608.8 of Article 9 (Tax on Occupancy of Parking Space in Parking Stations); and (2) the San Francisco Administrative Code by amending Section 10.80-2 of Article XIII (Funds), Chapter 10 (Finance, Taxation, and Other Fiscal Matters), to correct references to the California Government Code.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/9/2010.

101100 [Adding to the Definition of "Control" - Revising the Enforcement Authority of the Business and Tax Code]

Sponsors: Mirkarimi; Dufty

Ordinance amending Article 22 of the Business and Tax Regulations Code by amending Sections 2201 through 2210, 2215, 2216, 2218, 2220, 2225, 2226, 2229, 2230, 2232, 2233, and repealing Sections 2217, 2223, 2224, and 2237, to establish a presumption that certain operators, signatories and owners control the business affairs of the parking station; revise the Enforcing Agency's authority to permit the use of all authority granted by law and by Article 6 of this Code; and making other nonsubstantive changes.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/9/2010.

101101 [Election Day Voter Registration Procedures]

Sponsor: Mirkarimi

Ordinance amending the San Francisco Municipal Elections Code by adding Article X, Sections 1000-1030 to establish procedures for Election Day Voter Registration and Late Voter Registration. (Fiscal Impact.)

08/10/10; ASSIGNED UNDER 30 DAY RULE to Rules Committee, expires on 9/9/2010.

101102 [Accept and Expend Grant - 2010 Disaster Corps Grant and Amendment to the Annual Salary Ordinance FY2010-2011 - $231,000]

Sponsor: Mayor

Ordinance authorizing the Department of Emergency Management to retroactively accept and expend a grant in the amount of $231,000 from California Volunteers for the grant period of 18 months following passage of the FY2010-2011 California State Budget for volunteer management and training; amending Ordinance No. 191-10 (Annual Salary Ordinance FY2010-2011) to reflect the addition of one Class 5277 Planner I at the San Francisco Fire Department.

08/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101103 [Appropriating $2,200,000 of General Fund Reserve for Indigent Defense Expenses in the Superior Court for FY2009-2010]

Sponsor: Mayor

Ordinance appropriating $2,200,000 of General Fund Reserve to fund indigent defense expenses associated with increased felony caseloads in the Superior Court for FY2009-2010, requiring a two-thirds affirmative vote of all members of the Board of Supervisors per San Francisco Charter Section 9.113.

(Fiscal Impact.)

08/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101104 [Public Employment - Department of the Environment]

Sponsor: Mayor

Ordinance amending Ordinance No. 191-10 (Annual Salary Ordinance FY2010-2011) to reflect the addition of three positions; one (1) Class 5638 Environmental Assistant, one (1) Class 5640 Environmental Specialist, one (1) Class 5644 Environmental Manager in the Department of the Environment.

08/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101105 [Existing Commercial Buildings Energy Performance Ordinance]
Sponsors: Mayor; Dufty
Ordinance amending the San Francisco Environment Code by adding Chapter 20, Sections 2000 through 2008, to adopt the San Francisco Existing Commercial Buildings Energy Performance Ordinance, requiring owners of nonresidential buildings to conduct Energy Efficiency Audits of their properties and file Annual Energy Benchmark Summaries for their buildings, and making environmental findings.

08/10/10; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 9/9/2010.

Resolutions

101106 [Interim Zoning Controls for the Van Ness Avenue Special Use District]
Sponsor: Alioto-Pier
Resolution imposing interim zoning controls to require Conditional Use authorization for "Other Entertainment Uses" within the Van Ness Avenue Special Use District; and making findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

08/10/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101107 [Management Agreement for the Harding Park Golf Course]
Sponsor: Elsbernd
Resolution authorizing the Recreation and Park Department General Manager to enter into an agreement with Tournament Players Club of California, Inc., for management of clubhouse and golf operations at the Harding Park and Fleming Golf Courses, excluding course maintenance operations (Management Agreement), from October 1, 2010, to December 31, 2019, pursuant to San Francisco Charter Section 9.118, with the right to extend the term to coincide with any extension of the Master Tournament Agreement between the City and County of San Francisco and PGA Tour, Inc.
(Fiscal Impact.)

08/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101108 [Accept and Expend Grant - Remediation and Demolition of Drydock No. 1 - $3,000,000]
Sponsor: Mayor
Resolution authorizing the San Francisco Port Commission to accept and expend a grant from the U.S. Department of Defense, Office of Economic Adjustment in the amount of $3,000,000 for Remediation and Demolition of the Port's Drydock No. 1.

08/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101109 [State Contract Funds for Substance Abuse Treatment - $60,402,780]

Sponsor: Mayor

Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (DPH-CBHS) to enter into a Combined Net Negotiated Amount and Drug Medi-Cal Agreement with the State of California Department of Alcohol and Drug Programs (DADP) for the term of July 1, 2010, through June 30, 2013, in the amount of $60,402,780 and for the term of July 1, 2010, through June 30, 2011, in the amount of $20,134,260 as a condition of receiving state funds and Drug Medi-Cal reimbursement for substance abuse treatment and prevention; holding DADP harmless from any and all claims resulting from the agreement; authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount.
(Fiscal Impact.)

08/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101110 [Accept and Expend Grant - U.S. Federal Aviation Administration Grant - Not to Exceed $79,982,500]

Sponsor: Mayor

Resolution authorizing the Airport Commission to execute an Other Transaction Agreement with the Federal Aviation Administration (FAA) for the Replacement Airport Traffic Control Tower and FAA Offices in the amount not to exceed $79,982,500 and retroactively accept and expend federal funds.

08/10/10; RECEIVED AND ASSIGNED to Budget and Finance Committee.

101111 [Application for Grant - Augmenting the Greening and Storm Water Features of the Cesar Chavez Street Redesign Project]

Sponsor: Campos

Resolution authorizing the San Francisco Planning Department to apply for a grant from the State of California Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) to augment the greening and storm water features of the Cesar Chavez Street Redesign Project.

08/10/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101112 [Accept and Expend Grant - Web Based Recycling, Reuse, and Disposal Options - $25,000]

Sponsor: Mayor

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $25,000 from the County of Alameda to serve as the lead in the creation a web-based application that enables the public to easily find accurate information about nearby recycling, reuse, and disposal options.

08/10/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101113 [Application for Grant - Construction of HillPoint Park Open Space Project]
Sponsors: Mayor; Maxwell
Resolution approving the application for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River, and Coastal Protection Bond Act of 2006 (Proposition 84) for construction of the HillPoint Park Open Space Project.

08/10/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101114 [Application for Grant - Strategic Growth Council Sustainable Communities - Greenway Network Plan]
Sponsor: Mayor
Resolution authorizing the San Francisco Planning Department to apply for a planning grant from the State of California Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River, and Coastal Protection Bond Act of 2006 (Proposition 84) to complete a Greenway Network Plan.

08/10/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

101115 [Directing Controller to Prepare an Infrastructure Financing Plan]
Sponsor: Mayor
Resolution authorizing and directing the Controller and his designee to prepare a report for Infrastructure Financing District No. 1 (Rincon Hill Area) and determining other matters related thereto.

08/10/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101116 [Resolution of Intention to Establish an Infrastructure Financing District]
Sponsor: Mayor
Resolution of Intention to establish an Infrastructure Financing District No. 1 (Rincon Hill Area) to finance the construction and/or acquisition of capital improvements in the Rincon Hill area; to call a public hearing on the formation of the district and to provide public notice thereof and other matters related thereto.

08/10/10; RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

101070 [Gift Acceptance - Building Bocce Courts in Justin Herman Plaza - $61,000]
Sponsor: Chiu
Resolution authorizing the Recreation and Park Department to accept a gift of labor and construction materials with a value of $61,000 from the Laborers Local 261 Community and Training Foundation to build two bocce courts on the lawn in Justin Herman Plaza.

08/03/10; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

08/10/10; REFERRED to Land Use and Economic Development Committee.

Introduced by the President at the Request of the Department

PROPOSED ORDINANCE

101051 **[Approval to Implement Alternative Bid Process for Construction Trade Packages for the Renovation and Construction of the George S. Moscone Convention Center]**
Ordinance authorizing the San Francisco Department of Public Works to implement an alternative bid process for construction trade packages and to award contracts for construction services, for the renovation of and capital improvements to the Moscone Convention Center. (Public Works Department)

07/30/10; ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee, expires on 9/9/2010.

Requests Granted

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian
Southeast corner of Fillmore and Post
Southwest corner of Divisadero and Sutter
9th Avenue and Judah (near bus stops)
7th Avenue and Irving (near bus stops)
Northwest corner of Hayes and Fillmore
Southeast corner of Fillmore and Haight

San Francisco Chronicle
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore
Irving and 9th Avenue
Irving and 7th Avenue
Southwest corner of Haight and Clayton
Southeast corner of Haight and Masonic

Examiner
Northwest corner of Fillmore and Hayes
Southeast corner of Haight and Fillmore

SF Daily
Northwest corner of Hayes and Gough

City Star
Northwest corner of Hayes and Gough
Southeast corner of Fillmore and Haight

SF Weekly
Southeast corner of Masonic and Haight
Southeast corner of Haight and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following private property locations:

751 Webster
749 Webster
597 Haight
524 Haight
506 Haight
537 Haight
798 Haight
597 Haight
771 Haight
800 Haight
868 Haight
501 and 573 Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from utility poles at the following locations:

Wood Pole
Northeast corner of Fillmore and Oak (near bus stop)

Metal Poles
In front of 222 Fillmore
In front of 232 Fillmore
Southwest corner of Fillmore and Waller
Southwest corner of Haight and Fillmore
Southwest corner of Hayes and Fillmore

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti from the public property located at the following locations:

Utility Box
South of 530 Fillmore

Bus Shelters
Southwest corner of Fillmore and Hayes
Northeast corner of Laguna and Fulton
Fillmore and Haight (all 4 bus stops, graffiti and grime on canopies)

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of removing graffiti at the following locations:

Garbage Cans
Northeast corner of Fillmore and Oak
Northeast corner of Hayes and Fillmore
On Haight between Central and Masonic, south side of street, in front of the Chinese Immersion School

Mailbox
Northwest corner of McAllister and Steiner

From: Supervisor Mirkarimi
To: Director, Department of Public Works
Requesting/Inquiring: Requesting the Department of Public Works to report on the status of repairing potholes at the following location:

On Turk Street, south of Fillmore

From: Supervisor Chu
To: Municipal Transportation Agency
Requesting/Inquiring: Requesting that the Municipal Transportation Agency research the feasibility of amending Transportation Code 7.2.84 to address the issue of visibility at major traffic intersections.

In Memoriam

Mechthild Schroer - Entire Board

ADJOURNMENT

There being no further business, the Board adjourned at the hour of 3:53 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.

Approved by the Board of Supervisors on September 14, 2010.

Angela Calvillo, Clerk of the Board

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